

MUNICIPAL RECORD

MINUTES OF THE PROCEEDINGS

OF

THE COUNCIL

OF THE

CITY OF PITTSBURGH

FOR THE YEAR 1921

GOLDEN-ROD PRINTING COMPANY, 89 FULLERTON ST., PITTSBURGH, PA.

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Allegheny County Emancipation and Historical Society

See "Appropriating."

American Legion

See "Appropriating."

American Society of Municipal Improvements.

Delegates to, see "Works, Department of Public."

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\$1,475.50 for unpaid bills of American Legion, for expenses of convention	696, 753
\$1,000.00 for expenses of Allegheny County Emancipation and Historical Society	761, 791

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Appropriation of

\$2,000.00 to pay rewards to any person, public officer, sheriff, constable or private individual, who will deliver to the Department of Public Safety, dead or alive, the two bandits who held up, robbed and killed James H. Neal, in the employe of Boggs & Buhl, on June 10, 1921	398, 421
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Dosch, Charles, for \$86.00	520
Driscoll, J. F., for \$10.50	688
Duffey, George M., for \$19.67	29, 56
Durkin, James, for \$8.50	572, 638, 655
Duquesne Light Company for \$17.50	688
Dye, Joseph H., for \$6.35	79, 107
Dye, Joseph H., for \$12.25	359, 379
East Liberty Coal & Coke Company for \$194.78	282, 322
Edeburn, Clyde S., for \$4,000.00	520, 532
Eichenlaub, George R. for \$334.00	543, 596
Eichleay John Jr., Co., for \$236.70	580, 597
Elverson, W. H., for \$740.21	80, 129
Equitable Gas Company for \$18.00	688
Eureka Printing Company for \$175.50	204, 230
Evans, Robert E., for \$785.61	63, 110
Federal Electric Company for \$7.50	245, 272

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Fisher, C. A., for \$11.00	688
Flaherty, John A., for \$612.14	583, 648
Flannagan, Thos., for \$3.50	688
Flannery Brothers & Company, Jas. J., for \$200.00	303, 332
Forsaith, Ida J., for \$8.00	569, 726
Fort Pitt Coal & Coke Company for \$9,433.16	63, 110
Fort Pitt Coal & Coke Company for \$44,000.00	80, 109
Fort Pitt Typewriter Company for \$22.50	246, 273
Foster, Richard, for \$17.00	572, 638, 655
Franklin Electric and Construction Company for \$55.69	638, 639
Frazier, Albert E., for \$45.15	5
Freund, A. J., for \$4.00	688
Frick & Lindsay Company for \$639.02	270, 295
Fulton, Mrs. L., for \$300.00	188, 232
Galbreath, John A., for \$1,064.30	659, 680
Gallagher Company for \$90.00	114, 126
Gallagher Company for \$196.61	114, 126
Gallagher Company for \$317.92	114, 126
Gardner Brothers for \$37.75	114, 126
Gardner Brothers for \$12.15	114, 126
Geisler, Ernest, for \$823.06	445
General Forbes Hotel for \$28.00	673, 726
General Underwriters, Inc., for \$413.00	459, 490
General Underwriters, Inc. for \$315.00	245
Gibson, George W., for \$46.40	360, 379
Gigliotti, Michael M., for \$17.00	572, 638, 655
Gillespie, I. L., for \$1,484.19	763, 791
Givens, Austin, for \$196.65	691, 736
Glasspool, J., for \$11.00	688
Gloekler, Bernard Company, for \$1,196.50	700, 760
Good Roads Machinery Company for \$609.71	320, 281
Gordon, Jno. J., for \$7.00	688
Gormley, J. C., for \$25.00	61, 107
Goulds, Manufacturing Company, for \$543.00	543, 636
Gracey, John, for \$8.96	1, 57, 73
Graham, Charles E., for \$17.00	572, 638, 655
Gratz, Louis, for \$1,500	786
Gray, Mrs. M. S., for \$150.99	659, 683

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Gray, W. L., for \$14.00		688
Griffo, Concetta Costa Di Loici for \$713.37		146, 165
Gruber, Mrs. A. E., for \$40.90		342, 384
Haas, Charles A., for \$100.00		521, 566
Haas, John, for \$85.00	572, 638,	655
Hackenburg, Mrs. Beatrice, for \$2,500.00		660
Halpin, Maria, for \$369.19		269, 400
Hanna, William, for \$8.50	572, 638,	655
Hardester, W. T., for \$85.00		514, 527
Hartman, Anton, for \$4.00		688
Hawkins, Delafield & Longfellow for \$1,175.99		49, 70
Hendler & Laugh for \$10.50		688
Herman, Elmer E. and Nellie, for \$456.00		271
Hill, E. M., for \$854.96		205, 236
Hinton, Mrs. Virginia, for \$350.00		658, 725
Hoban, James L., for \$67.50		673, 726
Hoban, James L., for \$55.95		269, 292
Holder, Annie Orr, for \$133.11		620
Howels, Miss Blanche, for \$100.00		28, 55
Hughes, John V., and Jane (his wife), for \$119.28		521, 624
Hunziker, H., for \$19.00		114, 126
Hutchinson, T. W., for \$10.50		688
Ireland, F. H., for \$100.00		444, 465
Irene Kaufmann Settlement for \$1,945.53		598
Iron City Spring Company for \$9.50		114, 126
Ivill Coal Company for \$57.45		158, 194
Jackson, Hays C. R., for \$500.00		369, 420
Johnette Brick and Coal Company for \$4,480.00		146, 165
Johnston and Grier, Drs., for \$25.00		269, 292
Johnston, Charles, for \$105.75		87, 118
Johnston, Charles, for \$52.45		204, 231
Johnston, Charles, for \$19.30		443, 471
Johnston, Charles, for \$22.60		673, 726
Johnston, Charles, for \$32.49		763, 791
Joyce, Catherine B., for \$110.00		159, 192
Kane, William J., for \$16.00		1, 57, 73
Kane, William J., for \$99.75		269, 292
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Kearney George, for \$69.20	80, 107
Keck, Charles, for \$200.00	63, 141
Keister-MacQuowan Fuel for \$549.00	80, 109
Keister-MacQuowan Fuel for \$1,850.00	80, 109
Kelleher & Welsh for \$611.80	644, 662
Kelly, William, for \$42.00	121
Kelly, Daniel T., James Omslaer and Robert Omslaer for \$179.50 and \$473.00	176, 193
Kennedy, Mr. and Mrs. J. A., for \$150.00	574, 648
Kennedy, D. J., Company for \$84.57	269, 295
K-H. Sign Manufacturing Company for \$182.00	361, 385
Keystone Laundry Company for \$28.15	304, 338
Keystone Laundry Company for \$367.49	304, 338
Keystone Laundry Company for \$954.28	304, 338
Kennelly, M. A., for \$150.00	89, 149
Kerr, C. H., Company for \$206.00	188, 214
Kinlin, John and Gertrude, for \$750.00	574, 624
Kirkland Company, Norman L., for \$23.20	431, 454
Klem, W. D., for \$10.50	688
Knauff, H. A., for \$3.50	688
Knoxville Plumbing Company for \$3.50	688
Kohnke, Joseph J., for \$93.50	572, 638, 655
Krell, S. H., for \$421.75	660, 680
Kuzera, Peter, for \$130.00	696, 768
Lafferty, Wm., for \$10.50	688
Lamont, Archibald G., for \$36.75	326, 349
Lange, W. H., for \$100.40	764, 817
Lenhart, Carl W., for \$17.00	572, 638, 655
Lennox, Snowden G., for \$415.80	147, 165
Lennox, Snowden G., for \$179.00	188, 210
Levine, Harry, for \$17.00	572, 638, 655
Levy, Daniel, for \$350.00	543
Levy, Mrs. B. L., for \$150.00	574, 624
Lewis, James, for \$34.00	572, 638, 655
Lewinter, Samuel M., for \$241.30	675
Liberty Flag and Decorating Company for \$80.00	764, 792
Littell, J. D., for \$536.00	536

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Locklin, T. Murray, for \$2,851.72	786, 820, 833, 848	
Lowrey, Mrs. S. L., for \$100.00	393, 420	
Ludlow Valve Manufacturing Company for \$5,940.00	282, 322	
Ludlow Valve Manufacturing Company for \$999.00	521, 542	
Ludlow Valve Manufacturing Company for \$2,875.75	622	
Ludlow Valve Manufacturing Company for \$885.00	646, 670	
Ludlow Valve Manufacturing Company for \$828.90	815, 834	
Lyons, Samuel S., for \$42.25	224	
Malone, James T., for \$130.46	675, 817	
Maloy, John, for \$8.50	572, 638, 655	
Mannella Brothers for \$63.00	587, 636	
Mannella, Frank, for \$110.00	579, 612	
Mannella, Mike, for \$496.00	573, 611	
Manella & Lucenti for \$97.75	328, 356	
Manufacturers Distributing Company for \$14.50	688	
Manufacturers Light and Heat Company for \$17.50	688	
Marmo, Philip, for \$21.00	583, 638	
Marion Coal Company for \$731.58	205, 240	
Martin, David M., for \$105.00	146, 165	
Martin, Maurice S., for \$679.00	658, 678	
Mayer Wagon Company for \$170.25	114, 128	
Mechanics Auto Repair Company for \$84.61	114, 126	
Meyers, Jacob, for \$8.50	572, 638, 655	
Midway Coal Company for \$1,573.59	479, 508	
Miller, H., and Sons Company for \$174.75	695, 817	
Miller, C. Jacob, for \$110.00	658, 726	
Miller, W. S., for \$60.00	50, 82	
Mitchell, H. R., for \$1,225.00	203, 240	
Moore, Dr. C. C., for \$238.84	765	
Moore, Joseph H., for \$65.07	49, 565	
Moss & Blakely Plumbing Company for \$74.50	766	
Moss & Blakely for \$7.00	688	
Morganstern Electric Company for \$66.00	657, 685	
Murdock, Harvey M., for \$17.00	572, 638, 655	
Murphy Iron Works for \$1,461.96	587, 636	
McArdle, P. J., for \$6,173.46	786, 820, 823, 813	

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McCarthy, J. W., for \$250.00	267, 332
McCarthy, Justin, for \$25.50	572, 638, 655
McClanahan, Sara, for \$39.80	478, 505
McClintock, Marshall, Company, for \$155.91	646, 667
McClung, Julia C., for \$400.00	224, 272
McConnell Plumbing Company for \$3.50	688
McDonald, Earl, for \$99.50	304, 425
McEldowney, H. C., for \$2,500.00	660, 767
McFadden & Craig Company for \$21.00	657, 685
McFadden-Craig Company for \$21.50	688
McFarlan Pittsburgh Motor Company for \$1,173.56	443, 471
McGinley, Miss Margaret, for \$500.00	429, 490
McIntyre, James P., for \$149.50	637, 753
McKay, G. W., for \$10.50	688
McKay, G. W., for \$115.20	766
McLaughlin & McLaughlin for \$400.00	567
McMeekin, R. J., for \$11.00	688
McQuade, James H., and Sons Company for \$498.80	700, 778
National Bureau of Criminal Identification for \$100.00	696, 779
National Valve and Manufacturing Company, The, for \$176.00	445, 470
Neeb-Hirsch Publishing Company for \$61.00	157, 181
Nudo, Miss Teressa, for \$60.00	146, 165
Nudo, Miss Teressa, for \$60.00	204, 231
Norder, C. W., for \$50.00	688, 764, 792, 795
Norton, George N., for \$63.34	133, 194, 793, 834, 849
Novack, John, for \$25.50	572, 638, 655
Nungesser-Dickenson Seed Company for \$561.00	176, 213
O'Connor, Michael J., for \$17.00	572, 638, 655
O'Herron, M., Company for \$4,741.60	63, 109
O'Herron, M., Company for \$1,817.06	459, 688
O'Herron, M., Company for \$5,141.22	536, 547
O'Herron, M., Company for \$42,358.28	583, 666, 731, 755, 811
O'Herron, M., Company for \$44.63	584, 625
O'Herron, M., Company for \$206.85	584, 625
O'Herron, M., Company for \$279.00	689, 726
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Oppenheimer, M., and Company for \$1,512.00	371, 411
Packard Motor Company for \$145.96	114, 126
Packard Motor Company for \$9.00	114, 126
Patton, Robert A., for \$30.20	87, 130
Patton, Robert A., for \$5.81	57, 73
Pawlak, Joseph W., for \$17.00	572, 638, 655
Pearson, R. F., Company for \$300.00	248, 273
Pennsylvania Drilling Company for \$3,059.32	462, 496
Peoples Gas Company for \$4.00	688
Pfeiffer, F. J., for \$1,000.00	621, 648
Pietrzak, Mrs. Jacob, for \$325.00	574, 625
Piotrowski, Frank, for \$8.50	572, 638, 655
Pitt Construction Company for \$259.85	511, 529
Pittsburgh-Cambridge Coal Company for \$1,460.00	80, 109
Pittsburgh Chronicle Telegraph for \$182.40	157, 181
Pittsburgh Dispatch for \$133.76	157, 181
Pittsburgh Gazette Times for \$182.40	157, 181
Pittsburgh Hospital, The, for \$296.00	786
Pittsburgh Leader for \$210.00	157, 181
Pittsburgh Meter Company for \$507.97	80, 109
Pittsburgh Meter Company for \$688.73	122, 142
Pittsburgh Paving Company for \$619.00	572, 612
Pittsburgh Railways Company for \$7.00	688
Post Publishing Company for \$120.00	157, 181
Potter Title and Trust Company for \$759.45	245, 272
Press Publishing Company for \$215.60	157, 181
Prosser Construction Company for \$285.75	221, 242
Provan, Mrs. Letitia and John F., for \$850.00	786
Pruyn Company for \$75.09	688, 726
Burnell, A. V., for \$383.83	580, 616
Rae, Mrs. Clara M., for \$250.00	360, 380
Raehn & Company for \$2.50	688
Rea, William A., for \$93.50	572, 638, 655
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Reed, J. B., Company for \$5,377.22	36, 45
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Reliance Coal Company for \$198.00	247
Rensselaer Valve Company for \$1,284.00	462, 496
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Rensselaer Valve Company for \$704.00	587, 637
Rickey, John S., for \$17.00	572, 638, 655
Rieder, A. C., for \$737.00	246, 753
Riding, Joseph, for \$8.50	572, 638, 655
Riggi, De Carminella, for \$555.75	146, 164
Rinne, A. H., for \$3.50	688
Rising & Radcliffe for \$448.00	204, 231
Rising & Radcliffe for \$750.00	815, 839
Rogers Sand Company for \$829.65	514, 527
Rooney, Charles A., for \$221.00	303
Rosenblatt, Charles, for \$93.43	1, 57, 73
Rosenblatt, Charles, for \$55.69	57, 73
Rosedale Foundry and Machinery Company for \$510.33	177, 213
Ruhe, Louis, for \$1,716.00	585, 637
Ruhe, Louis, for \$2,121.00	176, 213
Ruhe, Louis, for \$918.00	279, 323
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Safety First Supply Company for \$95.00	4
Salvation Army Band for \$35.00	477, 504
Sarsfield, Mary, for \$150.00	83
Sauer, W. N. Plumbing Company for \$11.00	688
Scanlon, Edward, for \$8.50	572, 638, 655
Scanlon, John J., for \$8.50	572, 638, 655
Scanlon, Thomas R., for \$25.50	572, 638, 655
Schafer, Roy W., for \$17.00	572, 638, 655
Schenn, John J., for \$8.50	572, 638, 655
Schmidt, W. P., for \$122.53	374, 451
Schwab, Mrs. Charles, for \$30.92	342, 384
Scott, William C., for \$180.00	246, 272
Seifeit, Arthur, for \$8.50	572, 638, 655
Sexton, J. Vincent, for \$184.00	788
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Slimskey, Charles, for \$17.00	572, 638, 655
Smith Brothers Company for \$846.45	359, 380
Socher, John C., for \$17.00	572, 638, 655
Sorg Manufacturing Company for \$2,137.87	361, 465
South Hills Hardware Company for \$574.27	658, 727
South Pittsburgh Water Company for \$70.00	204, 231
South Side Coal and Supply Company for \$11.00	320, 281
South Side Coal and Supply Company for \$107.00	320, 281
Southworth, Thomas E., for \$262.08	73
Special, Vincent, for \$17.00	572, 638, 655
Stanger, H. C., Company for \$74.86	766
Steinsapir, Julius, for \$129.75	688, 795
Stephens, Albert, for \$171.00	176
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Stewart, George B., Company for \$2.75	114, 126
Stewart, Shriver, for \$29.00	763, 791
Stewart, Shriver, for \$5.25	638, 639
Stewart, Shriver, for \$36.25	673, 726
Stewart, Shriver, for \$13.00	204, 231
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Stewart, W. J., for \$8.50	572, 638, 655
Stieglitz, Frederick W., for \$17.00	571, 638
Stinson & Kennedy for \$7.00	688
Stoner, Thaw and Company for \$1,000.00	270, 318
Stubrenrauch, Henry P., for \$8.50	672, 638, 655
Sullivan, Edward, for \$194.50	572, 638, 655
Sun Publishing Company for \$120.00	157, 181
Szkola, J., for \$25.00	697, 768
Taylor & Dean for \$2,332.22	3
Taylor-Wilson Manufacturing Company for \$550.00	320, 281
Thompson, E. J., Company for \$594.60	429, 452
Thompson, Robert A., for \$8.00	580, 612
Thompson & Sproull for \$1,638.80	177, 212
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United Iron and Metal Company for \$929.48	478, 507
United States Rubber Company for \$51.64	443, 468
Valley Camp Coal Company for \$12,750.00	80, 109
Valley Camp Coal Company for \$37,500.00	146, 165
Valley Camp Coal Company for \$696.92	805, 842
Van Horn, A. R., for \$308.82	699, 760
Van Horn, A. R., for \$215.00	359, 384
Veterans of Foreign Wars No. 1 for \$155.50	477, 504
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Wagner, C. F., for \$5,354.76	587, 653
Watson, Robert, for \$150.00	307
Webb Engineering Company for \$80.00	521, 541
Webster, John H., for \$92.00	1, 38
Wedlake-Lamson Company for \$1,965.00	1, 130
Weightman, Mrs. H. W., for \$100.00	1, 35
Weinz, Walter F., for \$10.00	502, 626
Wesolowski, Andrew, for \$8.50	572, 638, 655
Western Top and Radiator Company for \$50.00	114, 126
White, George C., Company for \$6,578.50	204, 232
White, Scott A., for \$1,737.64	766, 802
Whitehouse, E. S., for \$3,003.00	587, 653
Wholesale Coal Company for \$69,600.00	205, 239
Wholesale Coal Company for \$3,037.17	587, 636
Wholesale Coal Company for \$15,831.37	677, 740
William Penn Hotel for \$3,019.97	688, 795
William Penn Hotel for \$201.90	133, 149
Willock, Harry H., for \$116.65	246, 292
Wilson Construction Company for \$337.64	133, 149
Wright, John S., for \$200.00	574, 727
Yochem, George, for \$8.50	572, 638, 655
Zieger Company for \$600.00	203, 240
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Coal for Brilliant, Ross, Aspinwall and Montrose Pumping Stations by Valley Camp Coal Company and others if any.....	122, 143
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Works, Director of Department of Public

Again requested to furnish Council with information relative to grading, paving and curbing of Pioneer avenue	641
And Superintendent of the North Side Playgrounds requested to make the necessary arrangements for the purchase and removal of the building of Peter W. Waroblyak, located at 900 Chatham street, now used as dressing rooms in connection with the Twenty-first Ward Playground	327, 387
Instructed to submit to the Committee on Public Works at the earliest possible moment plans and estimates for said proposed Boulevard of the Allies, which shall omit said ramp or approach in Second avenue, between Grant and Ross streets	442
Making such necessary arrangements as to allow the game of tennis to be played in the City parks	255
Prepare the necessary ordinance for the repaving of Boggs avenue	529
Representative of Bureau of Engineering and Committee of Council to attend and represent Good Roads Congress	80, 115, 109
Requested to inform the Committee on Public Works whether or not the sum of \$10,000.00 is sufficient to extend the paving of Brookline boulevard to Creedmoor avenue, etc.	387
Requested to comply with the provisions of Ordinance No. 282, awarding a contract for the construction of a swimming pool in Riverview Park	388
Requested to arrange to have receptacles throughout the various public parks in this City with signs on same requesting the public to throw waste paper, garbage and refuse in receptacles	441
Requested to furnish to Committee on Finance as soon as possible plans and specifications and an estimate of the cost of constructing a swimming pool in the Lewis Playground, Fifteenth ward	475, 493
Requested to furnish to the Committee on Finance, as soon as possible, plans and specifications and an estimate of the cost of constructing a swimming pool in Washington Park, Third ward	502
To install seventeen (17' fire hydrants in Eighteenth and Nineteenth wards	80, 108
To grant permission to Pennsylvania Trap Shooters' Association for use of Schenley Park Oval from June 6 to June 11.....	205, 240
To secure the services of a consulting engineer to pass upon the conclusions reached by the departmental engineers in connection with the investigation of the condition of the Point bridge	370, 421

RESOLUTIONS—Continued

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Works, Director of Department of Public

To advise Council what his intentions are with regard to the new curb, which is about 10 feet from the wall on Bigelow boulevard	426
To move Mrs. Margaret Dowling's house back off Melwood street five feet on account of the widening of Melwood street	430, 450
To continue the work of restoring the Bigelow boulevard at Kirkpatrick street	515, 528, 536, 547
Two appoint and employ a competent sculptor to prepare the necessary models for the ornamental work to be constructed in connection with the improvement of the Boulevard of the Allies	545, 555
To employ laborers at a rate not to exceed twenty-five (25c) cents per hour and to hire trucks at a rate not to exceed \$2.50 per hour for a period not to exceed 90 days for the purpose of grading the hillside, constructing retaining walls on Bigelow boulevard	553, 567
To repave easterly shoulder of East street	579, 612
To send two delegates to convention of American Society of Municipal Improvements	585, 626
To extend existing contract with Thomas Cronin Company for improvement of Boulevard of the Allies	676, 736
To extend sloping of hillside and construction of slope walls on southerly side of Bigelow boulevard	676, 734
To submit to Council report and estimate conditions at McGann's corner	828

RESOLUTIONS ADOPTED BY

Brookline Board of Trade, asking Council to purchase property in Brookline district, Nineteenth ward, for playground purposes	750
Council of the Borough of St. Clair relative to the construction of the Boulevard of the Allies	433
Forest Hills Borough Council, asking the Police Department of Pittsburgh to use every possible means to apprehend Joseph Thomas, murderer of Mrs. Kirker of Mifflin Township	123
Lawrenceville Board of Trade, asking Council to take steps to abate nuisance caused by the odors coming from Herrs Island.....	587
Soho Board of Trade, endorsing the plans of the Department of Public Works for the construction of the Boulevard of the Allies	373

STATEMENT OF

Board of Commissioners of former township of Chartiers	2
Krell, S. H., asking to be reimbursed for injuries received by fire truck	587

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, January 3, 1921

No. 1

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, January 3, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Mr. Robertson moved

That the minutes of the meetings of Council for December 23 and 27, 1920, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Dailey presented

No. 2095. Resolution authorizing the issuing of a warrant in favor of John H. Webster for the sum of \$92.00 for overtime services rendered as a laborer in the Bureau of Fire during the interim November 16 to December 31, 1920, inclusive, and charging same to Code Account No. 1462, Item A-3, Wages, Regular Employees, Bureau of Fire, Department of Public Safety, appropriation for the year 1920.

Also

No. 2096. Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firms in payment of claims contracted

for by the Department of Public Safety, and charge the amounts to the appropriation items for the year 1920 as shown below:

Schedule	Amt.	App. No.
John Gracey	\$ 8.96	1459
William J. Kane....	16.00	1458-M
Charles Rosenblatt..	93.43	1459-M
United Electric Supply Company	204.80	1450

Also

No. 2097. Resolution authorizing the issuing of a warrant in favor of the Wedlake-Lamson Company in the sum of \$1,965.00 for one new style ball bearing type motor for the Bureau of Fire and charging same to Code Account No. 1032.

Also

No. 2098. Communication from the Provident Rescue Mission for Men asking permission to erect a temporary steel building as an addition to their property at 73 Fullerton street.

Which were severally read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 2099. An Ordinance providing for the letting of a contract or contracts for the furnishing of one automobile for the Director of the Department of Supplies.

Also

No. 2100. Resolution authorizing the issuing of a warrant in favor of Mrs. H. W. Weightman in the sum of \$100.00, being in full settlement of all claims and damages for injuries received by stepping into hole on Fifth avenue and Neville street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2101. Resolution authorizing and directing the Mayor to execute and deliver a deed to William Burke for Lot No. 41 located on Kansas street, Fifteenth ward, for the sum of \$600.00.

Also

No. 2102. Resolution authorizing and directing the Mayor to execute and deliver a deed to Philip Giannotti for piece of property located at the

corner of Acorn street and Forward avenue, Fifteenth ward, for the sum of \$60.00.

Also

No. 2103. Resolution authorizing the payment to J. B. Reed Company of \$5,377.22 with interest thereon at 6% per annum from December 2, 1920, balance due on the contract authorized by the officials of the former Township of Chartiers for the grading, paving and curbing of Lakewood avenue, from the line of the City of Pittsburgh to Oak street.

Also

No. 2104. Statement of the Board of Commissioners of the former Township of Chartiers certifying to the City of Pittsburgh the indebtedness of the Township.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 2105. Resolution authorizing the Department of Public Safety through its traffic squad and the Transit Commission to make an investigation and study of the existing operating conditions and of the results of the rerouting of cars around the City-Council Building, using Fourth avenue and Ross street, and report the same to Council within sixty days.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 2106. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a bridge on Cassima way over Nine Mile Run, and providing for the payment of the costs thereof.

Also

No. 2107. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to C. F. Holdship in the sum of \$52.23 being 50 per cent of the excess water rent over the former flat rate on property at Nos. 5177-79 Broad street, Tenth ward.

Also

No. 2108. Communication from Hon. E. V. Babcock, transmitting notice of petition of the Borough of Homestead for annexation to the City of Pittsburgh, being filed in the Court of Quarter Sessions of Allegheny County, Penna.

Also

No. 2109. Communication from F. B. Maloy offering to sell to the City four (4) acres of ground lying on the hillside of the Seventeenth, Eighteenth and Nineteenth wards for park purposes.

Also

No. 2110. Communication from Roy D. Schooley transmitting petition of residents of the Bloomfield District for the purchase of the Dean property in the Eighth ward for playground purposes.

Also

No. 2211. Communication from the Brookline Board of Trade asking the City to acquire property located at Brookline boulevard, Queensboro and Chelton avenue, Nineteenth ward, or which to erect a memorial to the soldiers, sailors and marines of the Brookline district who served in the late World War.

Also

No. 2112. Communication from C. Elmer Bown asking that his client, The Minsinger Company, be allowed to renew their lease of small portion of Monongahela Wharf at the foot of Grant street.

Also

No. 2113. Communication from the Pittsburgh Board of Trade asking the Council to endorse legislation permitting the City to make district assessments to cover the cost of municipal improvements.

Which were severally read and referred to the Committee on Finance.

Also

No. 2114. Communication from James H. Wall asking that West Carson street, between the Smithfield street bridge and the Point bridge be repaved, so that in case it is necessary to temporarily close the Point bridge for repair work this thoroughfare can be used for vehicle traffic.

Also

No. 2115. Communication from the West End Board of Trade asking for a hearing relative to the condition of the Point bridge.

Also

No. 2116. Communication from the Citizens Committee on City Plan of Pittsburgh asking that the territory surrounding the city, as well as the city itself, be topographically surveyed and plotted for making public improvements.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2117. Communication from the Allied Boards of Trade transmitting copy of resolution adopted by said organization urging Council to retain the Division of Investigation.

Which was read and laid on the table until the veto message of Hon. E. V. Babcock, Mayor, on the appropriation ordinance is taken up for consideration.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 2118. Report of the Committee on Finance for December 28, 1920, transmitting an Ordinance and a resolution to Council.

Which was read, received and filed.

Also, with affirmative recommendation.

Bill No. 2429. An Ordinance entitled, "An Ordinance authorizing the retention of William R. Reynolds as a Lieutenant in the Bureau of Police, until he is eligible for retirement at half pay after twenty (20) years' service, unless his services shall cease and determine by death, resignation or otherwise, prior to his eligibility for retirement on a pension."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2042. Resolution authorizing the City Controller to transfer the sum of \$9,000.00 from Appropriation Account No. 1755, "Supplies," to Appropriation Account No. 1744, "Equipment," Department of Public Works, Bureau of Water."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 2119. Report of the Committee on Public Works for December 28, 1920, transmitting an Ordinance and two resolutions to Council.

Which was read, received and filed.

Also with an affirmative recommendation.

Bill No. 1883. An Ordinance entitled, "An Ordinance widening and changing the lines of certain portions of Pioneer avenue, in the Nineteenth ward of the City of Pittsburgh, between Templeton street and West Liberty avenue, as hereinafter designated and described as portions 'A,' 'B,' 'C,' 'D,' 'E,' 'F,' 'G,' 'H' and 'I' and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2010. Resolution authorizing the issuing of a warrant in favor of Taylor and Dean in the amount of \$2,332.22, for erection of fence at Foster Homestead, same to be paid from Code Account No. 1725, Repairs, Foster Homestead.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
Garland	Robertson
Henderson	Herron (President)

Noes—Mr. English.

Ayes—8.

Noes—1.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2082. Resolution authorizing the issuing of a warrant in favor of the Safety First Supply Company in the amount of \$95.00 to pay for the railing erected in front of Women's Comfort Station at North Side City Hall, same to be paid from Code Account No. 1078, Repairs, North Side City Hall.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 2120. Report of the Committee on Public Service and Surveys for December 28, 1920, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2057. Resolution permitting and authorizing the Duquesne Street Railway Company and the Receivers of the Pittsburgh Railways Company to use certain portions of Fourth avenue and Ross street generally for a period of ninety days, and in the event of such operation being found advantageous and helpful to the

general public, the Ordinance permitting the use of said highways for emergency purposes to be amended to permit of general occupation.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Winters presented

No. 2121. Report of the Committee on Filtration and Water for December 28, 1920, transmitting an Ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2058. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of three (3) automobiles for the Bureau of Water, Department of Public Works, Pittsburgh, Pa."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Winters
Dailey	Robertson
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Dailey presented

No. 2122. Report of the Committee on Public Safety for December 30, 1920, transmitting an Ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2030. An Ordinance entitled, "An Ordinance amending Section 1 of an Ordinance approved March 6, 1919, amending Section 1 of an Ordinance approved December 4, 1886, imposing a license fee on peddlers, etc."

In Public Safety Committee, December 30, 1920. Read and amended in Section 1 by inserting after the words "house to house" the words "or in buildings" and after the words "without delay," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dailey moved

That the amendments of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

UNFINISHED BUSINESS

Bill No. 2092.

City of Pittsburgh, Penna.,

December 27, 1920.

President and Members of Council of the City of Pittsburgh.

Gentlemen:

I return herewith, without my approval, Bill No. 767, A Resolution authorizing a warrant in favor of Albert E. Frazier for \$45.16, covering 9 days lost time in the Bureau of Fire.

This Bill would provide payment to a City Fireman for injuries received whole off duty.

The accompanying papers show that the Director of the Department of Public Safety had carefully studied the case, but could not make a favorable recommendation; also that the City Solicitor advised that the City is not liable for this claim.

Under these circumstances, I cannot see why Council favors payment and I am compelled to withhold approval of the Bill.

Very respectfully yours,

E. V. Babcock,

Mayor.

In Council, December 27, 1920. Read and laid over for one week and copy to be furnished each member.

Which was read, and on motion of Mr. Robertson, received and filed.

Also

Bill No. 767. Resolution authorizing the issuing of a warrant in favor of Albert E. Frazier for the sum of \$45.16, covering 9 days' lost time in the Bureau of Fire by reason of injuries received while on his way to work on January 2, 1920, and charging the same to Code Account No. 44-M.

In Council, December 27, 1920. Returned by Mayor without his approval, and laid over for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—None.

Noes—0.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 2091.

City of Pittsburgh, Penna.,

December 24, 1920.

President and Members of Council of the City of Pittsburgh.

Gentlemen:

I return herewith Bill No. 1867. "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1921, and ending December 31, 1921," with my disapproval of the following items: Council and City Clerk, Division of Investigation, Page

5, Code Account No. 1011.

Class A-1, Salaries, regular

employees\$10,188.00

Council and City Clerk, Division of Investigation, Page 5, Code Account No. 1012, Class B, Miscellaneous Services 20.00

Council and City Clerk, Division of Investigation, Page 5, Code Account No. 1013, Class C, Supplies..... 75.00

Council and City Clerk, Division of Investigation, Page 5, Code Account No. 1014, Class M, Council's Investigation Fund 5,000.00

I vetoed before the original Ordinance creating this Division, stating at that time, in part, as follows:

"Every unnecessary position created in the City Government is a waste of taxpayers' money and I have a very strong conviction, based upon observation and personal experience that these positions are not necessary.

"The Charter Act, the Councilmanic Act of 1911 and various special Acts of Assembly give to the Council the fullest powers of acquiring information and knowledge in all details of municipal operations. The Council can call upon the Mayor, the head of any department and of any bureau or division for a report upon any subject concerning the conduct of such department, bureau or division. If not satisfied with the reports obtained, investigation can be instituted and a searching inquiry made by the Council on the subject and information obtained from every source. With these facilities and opportunities for advising themselves on all matters requiring legislative action and with a salary adequate to compensate for their full time, there is no justification for creating a special agency of this kind, to do what the Councilmen can and should do themselves."

I now veto the items again. I have observed the Division of Investigation for three years and consider it absolutely unnecessary. Furthermore, I am of the firm belief that the Division is not legal and that Council exceeded its legal authority in creating it.

This Division has been in existence for three years. During this period it has cost the taxpayers \$39,423.96, without one iota of value in return. Its chief activity has been to make startling charges of gross violations on the part of city officials and employees and inefficiencies and irregularities in the various departments. In not a single instance has any of the charges been sustained when the true facts were brought to light. Council itself being the Judge and Jury before whom the investigations were held. Its activities have not saved the taxpayers one cent, but on the contrary, in addition to the great expense mentioned above, the time of many officials, employees and members of Council has been consumed with useless hearings and investigations.

Flood Commission, 11-28th, Other protection to person and property, Page 50, Code Account No. 89, Class N, Maintenance Fund \$3,500.00

I disapprove of this item also. While I am in favor of Flood Prevention, this seems to be such a large subject as to become a State or possibly a National proposition, the floods not originating in Pittsburgh. The amount appropriated is not adequate to accomplish anything worth while.

All other items in said Bill are hereby approved.

All of which is respectively submitted.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

In Council, December 27, 1920. Read laid over for one week and copy to be furnished each member.

Which was read, and on motion of Mr. Dailey, received and filed.

Also.

Bill No. 1867. An Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1921, and ending December 31, 1921."

In Council, December 27, 1920. Returned by Mayor without his approval, and laid over for one week.

Which was read.

The Chair:

Gentlemen, a little earlier in the session a communication from the Allied Boards of Trade was laid over until the Mayor's veto message was read. The clerk will please read the communication.

The Clerk read

Bill No. 2117

ALLIED BOARDS OF TRADE
OF ALLEGHENY COUNTY.

Pittsburgh, December 31, 1920.
Mr. John S. Herron, President,

City Council,

Pittsburgh, Pa.

Dear Sir:

At the regular monthly meeting of the Allied Boards of Trade held on Wednesday afternoon, December 28, the following resolution was unanimously adopted:

Whereas, The Mayor has vetoed the appropriation for salary for the special investigator appointed to aid Council in checking up efficiency in city departments, proper fulfillment of contracts, etc., and

Whereas, During past year it has been apparent that in making up the tax budget Council does not have proper information, and is dependent, not upon personal investigation, but upon reports from the heads of the various bureaus who aim to get as large an appropriation as possible for their departments; therefore a research agent, or special investigator, is absolutely necessary to furnish Council with

proper information for the most economic expenditure of the taxpayers' money; and

Whereas, We believe that as long as this position is filled by an earnest, intelligent and competent official, it should be retained; therefore, be it

Resolved, That we urge Council to retain the Special Investigator and pass the measure providing for his salary over the Mayor's veto, if necessary.

Respectfully submitted,

J. R. PARK,
Executive Secretary.

Mr. English moved

That it be laid over and that a copy of the minutes of this meeting be sent to the Secretary of the Allied Boards of Trade as an answer to his communication, as I expect addresses will be made by those for and against the Mayor's veto of this item.

The Chair:

Your reasons might be alright, but it is not the proper way to dispose of the communication.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

The Chair took up item "Council and City Clerk, Division of Investigation, Code Account No. 1011, Class A-1, Salaries, regular employees, \$10,-188.00.

Which was read.

And on the question, "Shall the item become a law notwithstanding the objections of the Mayor?"

Mr. English said:

Mr. President, I desire to be recorded as voting NO.
Mr. President

If the persons who have raised such an uproar over the Division of Investigation had allowed calm reason to enter into their calculations, instead of permitting bitter partisan and factional feelings to prevail, I am sure they would have been spared the trouble they have had in urging me to furnish the sixth vote necessary to override the veto of the Mayor.

Is it possible that the majority of this Council is so incompetent that it cannot possibly get along without the Division?

Is it possible that the majority of this Council is so lazy that it does not contain even one vigilant public servant as competent as the Investigator?

Is it possible that the entire Council of nine is so deficient in ability, courage and vigilance that there is no hope for the people of Pittsburgh.

I hasten to answer no for fear the majority may refer the questions to the Investigator for an opinion and report.

I am hopeful that my vote today will be a vindication of the honor of Council which is really the subject of

this controversy. I expect to prove to the people of Pittsburgh by my vote that when it comes to a contest for factional control of the Council, no single individual, group or faction can force its will and pleasure with ruthless disregard of religion, morals or the laws of the country.

In the latter part of 1917 and early in 1918 before the present administration was begun it was my pleasure and duty to submit a number of suggestions including a Division of Investigation; reduction in the number of Assessors and Police Magistrates; combination of the duties of Director of Health with those of Director of Charities; Combination of the duties of City Treasurer with those of the Director of Supplies.

The reduction in the number of Police Magistrates was accomplished and the Division of Investigation survived notwithstanding the veto of the Mayor. Messrs. Garland and McArdle voted against the original creation of the Division of Investigation. (Municipal Record, Page 146, February 25, 1918.)

On what ground does Mr. McArdle justify his change of view point? I would not be so unfair as to charge that if as a member of Council he was opposed to an Investigator he is now convinced that an Investigator is necessary simply because he happens to hold the position. If he is such a valuable man and the majority of Council cannot get along without him why not have one of the Councilmen resign and elect Mr. McArdle in his place?

The Ordinances necessary to carry out the other suggestions above noted were all passed in committee. Some were changed and amended in Council and others fell under the veto of the Mayor.

It is not my purpose to annoy any member of Council by referring to the Roll Calls which defeated the Ordinances or to intimate that any ulterior motives caused any change from the action of such members in committee. However, I cannot refrain from quoting a few lines of Hamlet which seem to be appropriate to this occasion.

"So oft it chances in particular men
That for some vicious mole of nature
in them,

As in their birth, (wherein they are
not guilty,

Since Nature cannot choose his origin)

By their o'er growth of some complexion.

Oft breaking down the pales and ports
of reason,

Or by some habit, that too much o'er-
leavens

The form of plausible manners;—that
these men—

Carrying, I say, the stamp of one
defect

Being Nature's livery, or fortunes
Star,—

Their virtues else, be they as pure as
 grace,
 As infinite as man may undergo,
 Shall in the general sense take cor-
 ruption
 From that particular fault: the dram
 of ill
 Doth all the noble substance often
 doubt
 To his own scandal."

On March 18, 1918, I attempted to
 start the Division of Investigation
 properly and offered a Resolution in
 open Council:

I now quote from the Municipal Rec-
 ord of March 18, 1918.

Mr. English presented

No. 406. Resolved, That Mr.
 E. J. Martin, the City Clerk, be and
 he is hereby directed to appoint Frank-
 lin P. Booth as Investigator in the
 Division of Investigation, City Clerk's
 Office, as provided in section 5 of the
 1918 Salary Ordinance, No. 24; and be
 it further

Resolved, That appointments to the
 other positions in the Division of In-
 vestigation, namely, Assistant Investi-
 gator and Stenographer-Clerk, be post-
 poned until the Investigator has had
 sufficient time to make a report to
 Council regarding these other posi-
 tions.

Which was read.

Mr. Garland moved

To amend the resolution by striking
 out in the first section thereof the
 word "directed" and by inserting in
 lieu thereof the word "requested."

Which motion prevailed.

Mr. Garland moved

To amend the resolution by striking
 out the following: "Resolved, That ap-
 pointments to the other positions in
 the Division of Investigation, namely,
 Assistant Investigator and Stenograph-
 er-Clerk, be postponed until the In-
 vestigator has had sufficient time to
 make a report to Council regarding
 these other positions," and by insert-
 ing in lieu thereof the following: "Re-
 solved, That it is the sense of Council
 that the Clerk be requested to name
 P. D. Shevlin as Assistant Investi-
 gator."

Mr. English arose and said:

"Mr. President, I think it comes with
 very bad grace for the gentleman to
 make this motion when he consistently
 and persistently fought this bill. We
 all know that the administration tried
 to impress upon the public that the
 Council in the passage of this Bill was
 to make trouble for the new adminis-
 tration. I am confident that the pas-
 sage of this Bill will help rather than
 hinder the administration, but certain
 people in the Council have said that
 this Ordinance was introduced for the
 purpose of making trouble for the
 administration. I say it is not. Certain
 people have been opposed to the hir-
 ing of high priced investigators and
 when the Ordinance was vetoed by the

Mayor they voted to sustain the veto
 of the Mayor. By their action they sig-
 nified that they did not want any posi-
 tion created for the use of the Coun-
 cil. They did not think it was neces-
 sary for Council to have an investi-
 gator.

"Now, I think it comes with very
 bad grace from such person or per-
 sons to be parties to underhand deals
 as to the persons Council should em-
 ploy. The gentleman consistently
 fought the passage of this Bill and on
 every occasion voted against it. He
 now expects to dictate to Council who
 shall be placed in one of these posi-
 tions. This is simply a political move
 of his—a little skullduggery, in other
 words.

"I want to pay my respects to some
 of the gentlemen who have openly op-
 posed Mr. Shevlin many, many times.

"Mr. Shevlin has been at the head
 of the Efficiency Division of the Coun-
 cil for over a year and in all that time
 the men who are now so anxious to
 take care of him not only were not in-
 terested in seeing that Mr. Shevlin
 made any reports, but, in my estima-
 tion, were anxious that he should not
 make any reports. This is no reflec-
 tion on Mr. Shevlin, but it is a serious
 reflection on those members of Council
 who are now so anxious to do some-
 thing for Mr. Shevlin. I have nothing
 against Mr. Shevlin, but I do say that
 the Chief Investigator should be given
 an opportunity to look over the field
 and then make recommendation to the
 Council. Since you have had the serv-
 ice of Mr. Shevlin for over a year and
 never availed yourselves of those serv-
 ices as far as the records of Council
 or any of its committees are concern-
 ed, why get in such a hurry to ap-
 point Mr. Shevlin to this place? In
 any event the skullduggery that is
 pulled off here today must come to
 light sooner or later and, in my esti-
 mation, it will not be to the credit of
 any of the men concerned in this trans-
 action.

"When Mr. Levy was at the head
 of the Efficiency Division he brought
 in many reports to Council, which
 were laid on the table by members of
 Council who were afraid to act on
 them."

"I am opposed to this motion for the
 reason that I believe the appointment
 of the Assistant Investigator should
 be withheld until the Chief Investi-
 gator has had time to look into the
 matter. It might be that he has some
 idea as to who should be appointed to
 this position."

Mr. Garland arose and said:

"Mr. President, the gentleman said
 that I had no right to make a motion
 to amend this resolution. You will
 agree with me that I have that right."

Mr. English arose and said:

"Mr. President, the gentleman does
 not speak the truth when he charges
 me with saying that he had no right
 to make a motion or amendment to my
 resolution. I emphatically deny that

statement particularly as I did not say any such thing. As a member of this Council the gentleman has the right to make any amendment or motion that he cares to make. What I did say and what I repeat with emphasis is this, that it comes with very poor grace for any man or men who fought this measure consistently when the appropriation was originally made, who voted against the Ordinance on its original passage and who again voted against the Ordinance after the Mayor had voted it, to attempt at this late date to force his views on the other members of Council who are responsible for these positions. The gentleman may not see this at this time, but when he thinks the matter over quietly and calmly at his own fireside he will remember that he has not acted fairly in this matter. I have no hesitancy in saying that actions of this kind will rise to rebuke men who indulge in such petty, foggy skulduggery."

Mr. Garland arose and said:

"Mr. President, I am within my rights in making this motion, and I have a perfect right to be for whom I care. It is a well known fact that I was opposed to the creation of the positions. The positions are now created and if Council is going to take it upon itself to say who shall hold the positions I have a perfect right to make my motion."

Mr. McArdle arose and said:

"Mr. President, I want to oppose both the amendment and the original motion. Speaking of things that come with bad grace I don't know that I ever witnessed anything in my career as a member of Council that came as near meeting that suggestion as this motion and the pending amendment."

"Section two of the Ordinance says that 'the City Clerk shall be and he is hereby authorized and empowered to appoint the number of employees at salaries set up in Section 5 of Salary Bill No. 24, etc.' Now, what does this motion and amendment mean? It means the very thing that has caused more criticism to be aimed at heads of departments and superintendents of bureaus in this Council than any one thing brought in contact with it—the usurpation of power on the part of people who had some power over those whose power they were usurping. If the sponsors of this bill wanted Council to select the men why didn't they say so? Why didn't they provide by law that Council should elect the investigator and that Council should elect the other man."

"Now, we have passed a law giving power to the City Clerk to fill certain positions which that law creates, and now we propose to nullify that law which has created these positions by taking out of the City Clerk's hand the power given to him by the Ordinance, and making a figurehead out of him after giving him the power to make the appointments."

"Now, if this is where this belongs

and it is such an important and progressive measure, why not leave it with the judgment of the man who was given the power under the Ordinance to make the appointments. If he wants the judgment of the members of Council as to whom he wants to appoint let him get it."

"It is a complete reversal of the former action and it takes a directing motion to the City Clerk, who incidentally comes before the Council in a few weeks for re-election, to do something without even asking him whether that is his notion as to what should be done. If we pass either the amendment or the motion as originally presented we ought never again to criticize the head of a department, the director, for having submitted to the will of the Mayor who appoints him and we ought not to criticize any man serving under any dictator who does something for him who holds the destiny of his job in his hand. I want to say that I shall not vote upon the resolution because I believe it has no place in this body."

Mr. Garland arose and said:

"Mr. President, on the original motion I think the word should be request instead of direct. I think Mr. McArdle is entirely right in what he says. However, if Council is going to take upon itself the power of naming the appointees, I move that the Clerk be requested by the members of Council to favorably consider the appointment of Peter P. Shevlin to the position of Assistant Investigator."

Mr. English arose and said:

"Mr. President, we might as well have a test vote now as at any other time. There is no attempt in this resolution to take any power or authority from the City Clerk. The gentleman who makes such a ridiculous charge is merely trying to throw dust. Every one present, including the newspaper men, know that the City Clerk was never consulted about the appropriation for the office of investigator, as to whether or not he wanted such positions attached to the office of City Clerk; consequently the City Clerk should not be offended or worried as to who is placed in these positions."

"The purpose of this motion is to relieve the City Clerk of any and all responsibility in the matter. As far as the word to 'direct' the City Clerk to make certain appointments is concerned, I will cheerfully change it to the word 'request' if that will help matters any. As a matter of fact I had written the word request originally, but at the suggestion of another member of Council I changed it to the word 'direct,' so that the City Clerk would be relieved of any responsibility in the matter."

And the question recurring upon the motion, the Chair ordered a call of the ayes and noes, and the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Burke

Dailey

Garland

Kerr

Rauh

Robertson

Noes—Mr. English.

(Messrs Herron (Pres.) and McArdle not voting.)

When the name of Mr. English was called, he arose and said:

"Mr. President, I vote NO on this amendment naming Mr. Shevlin as Assistant Investigator. My reason is because it opposes and reverses my resolution to defer appointment of an assistant until the Chief Investigator has had enough time at the new work to bring in a report to Council"

Ayes—6.

Noes—1.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Garland moved

That the resolution, as amended, be adopted.

Upon which motion, the Chair ordered a call of the ayes and nos, and the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Burke

Dailey

English

Garland

Herron (Pres.)

Kerr

Rauh

Robertson

When the name of Mr. McArdle was called, he arose and said:

"Mr. President, not having any request to make of the City Clerk in the filing of any of these positions, I refrain from voting."

Ayes—5.

Noes—None.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. English continued:

In September, 1919, Mr. Booth, the Chief Investigator, wanted to resign before the Primary Election, but did not do so. A majority of the Council, five in number, were candidates for re-election. It was suggested that it might be well to continue the position of Investigator as a sort of lame duck proposition in case any sitting member met with defeat. In justice to the other members who favored this suggestion it is only fair to say that on my return from vacation I approved the suggestion, making it unanimous.

Now for the skullduggery which resulted.

Owing to the death of our esteemed colleague, Enoch Rauh, a vacancy was created in Council, after the election of 1919. In the contest which followed, majorities were turned into minorities overnight. Mr. McArdle was the favorite in spite of the fact that the Mayor made public announcement of the name of another prominent citizen. From information which came to me later the Mayor was justified in making that announcement, although I had not been asked to support the candi-

dacy of the gentleman named by the Mayor. Unfortunately for Mr. McArdle he could not get enough votes even counting his own. Certain alibis are still floating around but final results are generally more effective. Now the wisdom of the lame duck idea was apparent to everybody, including the speaker, who has no regrets or apologies for his actions in trying to keep the Council free from domination or control of any and all political factions.

For some reason as yet not revealed to me, the successful majority got its signals crossed and changed again with the change of rules in Council; said change being a return to individual chairmanships.

On December 20, 1919, the Appropriation Ordinance which included the Division of Investigation was passed by unanimous vote of Council. (See Page 818 of the Record for 1919.)

The nine members of Council who voted for the Appropriation Ordinance on December 20, 1919, including Mr. McArdle, were unanimously in favor of naming Mr. McArdle as the Chief Investigator.

For some reason unknown to me three members of Council who had favored Mr. McArdle as Chief Investigator all along had no opportunity to vote for him for the position on January 5, 1920. I wish to say that I was not one of the five members referred to in City Clerk Martin's statement made in Council on January 19, 1920, which reads as follows:

The Clerk (Mr. Martin) said:

Mr. President, on Monday, the fifth day of January of this year, after the organization of Council, five members of Council came to me and requested me to appoint Mr. McArdle as Investigator, and Mr. Locklin as Assistant Investigator in the Division of Investigation, connected with the City Clerk's Office. At that time I said I would do so, and as Mr. McArdle was present I announced the appointment to him. Later in the day when I met Mr. Locklin I advised him of his appointment. These appointments were made on the recommendation of five members of Council. No announcements of the appointments was made in Council.

Now that we have official knowledge of the appointment I will review very briefly the principal investigations made in 1920.

The Hazelwood Liquor Transport and \$600.00 fee at the Oakland Police Station raised a number of problems and questions which are still unsettled as far as I can recall. The Bureau of City Property Investigation sort of petered out rather suddenly one day when the majority changed again.

The committee did adopt a soft-pedal resolution reciting irregularities, etc., but backed away from gross fraud malfeasance and potential corruption as charged by the Investigator. Then the committee went further and voted to acquit the Superintendent of Bu-

reau of City Property of malfeasance, etc., as charged by the Investigator.

I was recorded as not voting on either motion, but the comedians at the Chamber of Commerce show did not tell the audience why. It is well to have my reasons for "not voting" recorded in the Municipal Record.

The Investigator charged that more men were carried on the pay roll of the City-County Building than were necessary; that a number of these men were actually working at other places, such as North Side City Hall, various market houses and wharves, although from sworn pay roll accounts, the work seemed to be at City-County Building. During the hearings, Council was asked by the Department of Public Works to provide for additional employees and money to pay them for services at the Exposition Building.

Over my protest, Council authorized and created four new positions for the Exposition Building and transferred the sum of \$4,800.00 from the Asphalt Plant. My suggestion to take the men and the money from the City-County Building was ignored by eight members of Council. I insisted that Council itself was encouraging the very thing its Investigator was complaining about, as being wrong when done by the Bureau of City Property. Consequently when the motion to adopt Mr. Bailey's resolution finding the Superintendent of City Property "Guilty" I refused to vote until Council cleared its own record by reversing its action in having allowed new positions and Street repair money for the Exposition Building. I took the same position on Mr. Winter's motion to acquit the Superintendent of City Property. I still think I was right in refusing to support either motion on that occasion. My position has been fully vindicated by the action of the majority in the Budget Session. Mr. Robertson, who voted to acquit the Superintendent of City Property, made the motion in Budget Session to reduce the number of men on the pay roll of the City-County Building. Mr. Garland, who also voted to acquit the Superintendent of City Property, voted for Mr. Robertson's motion to reduce the number of men on City-County Building pay roll. Council itself had an opportunity to apply the proper remedy for the charges made by the Investigator but not only refused to do so but deliberately refused in spite of my protest and vote on the Exposition Building question.

What excuse can Council have for continuing the Division of Investigation if the reports and charges of the Investigator are to be ignored by the actions of Council itself?

If the eight members of Council including Mr. McArdle had supported me in my opposition to the transfer of \$7,629.97 in the Bureau of City Property on October 6, 1919, perhaps we would have gotten along much better and my unpleasant duty of calling attention to these matters today would have been avoided. My remarks on

that occasion will show that it is much better for Council itself to investigate before approving transfers, rather than be required to employ an Investigator afterwards. Mr. McArdle as a member of Council voted for a transfer of money which he later complained about as Investigator. I do not envy Mr. McArdle in such an embarrassing position. It is well to insert here the following extracts from the Municipal Record of October 6, 1919:

Also

Bill No. 3370. Owing to increases in salaries and wages of several employees in the Bureau of City Property it will be necessary to transfer funds from various code accounts to others in this bureau to meet expenditures for the balance of the year; therefore, be it

Resolved, That the City Controller be and he is hereby authorized to make the following transfers from various code accounts to others in the Bureau of City Property, as follows:

From

Code Account No. 1563, Repairs, General Office	\$ 500.00
Code Account No. 1564, Equipment, General Office	75.00
Code Account No. 1565, Decorating	500.00
Code Account No. 1566, Salaries, City-County Building...	379.50
Code Account No. 1567, Wages, City-County Building	867.67
Code Account No. 1571, Repairs, City-County Building.	500.00
Code Account No. 1572, Equipment, City-County Building.	1,000.00
Code Account No. 1575, Repairs, North Side City Hall..	550.00
Code Account No. 1576, Salaries, Diamond Market.....	1,032.80
Code Account No. 1589, Supplies, North Side Market....	1,500.00
Code Account No. 1592, Equipment, North Side Market....	125.00
Code Account No. 1597, Supplies, South Side Market....	200.00
Code Account No. 1600, Equipment, South Side Market...	100.00
Code Account No. 1618, Equipment, Wharves and Landings	200.00
Code Account No. 1623, Equipment, Comfort Stations	50.00
Code Account No. 1624, Supplies, Foster Home	50.00
	\$7,629.97

To

Code Account No. 1567½, Wages, Temporary Laborer.	\$1,032.80
Code Account No. 1573, Salaries, North Side City Hall.	112.00
Code Account No. 1577, Wages, Diamond Market	4,107.20
Code Account No. 1586, Wages, North Side Market	1,713.40
Code Account No. 1595, Wages, South Side Market	285.07

Code Account No. 1613, Wages,
Wharves and Landings 379.50
\$7,629.97

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. English arose and said:

Mr. President, this bill provides for a number of transfers and shifts in the Bureau of City Property amounting to \$7,600.00. I wish to say that the explanation furnished to the Committee on Finance reported on amount \$2,500.00 of the \$7,600.00. Why can't we get a report on the balance? For instance, there is one item of \$4,107.20 for the Diamond Market; the Superintendent said there were no new positions created in the Diamond Market. Therefore, I cannot see the justification for this transfer. If there has been an increase in the cost of the market there should be a sufficient increase in rents to pay it.

In view of the fact that Council has not received information as to the purposes for which this money is to be used, and until such information is furnished us, I deem it my duty to vote against these transfers.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	McArdle
Garland	Rauh
Henderson	Robertson
Herron (President)	Winters

Noes—Mr.
English.

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. English continued:

Far be it from me to even intimate that October 6, 1919, happened to come after the primary in September and before the Election in November. I must not insinuate that Superintendent of City Property, Mr. Townsend, as the Chairman of the Twentieth Ward Republican organization would take a lively interest in the election of candidates to the office of City Council which is supposed to be Non-Partisan. I have never yet insulted or traduced a member of this Council and I disclaim any intention of doing so now. The only reason I can think of to justify the action of Council on October 6, 1919, in outvoting me 8 to 1 on this transfer which caused so much trouble, is that a majority of Council or five, who were candidates for re-election were so busy with campaigning that they could not be expected to

pay much attention to the speeches of Councilman English because he is always making speeches.

The trip of the Investigator to Buffalo and Rochester, N. Y., on Garbage and Rubbish disposal during the Budget Session was ridiculous. To expect any Investigator to solve a problem like that in three or four days is either a reflection on the intelligence of the committee who directed the Investigator to make the trip or else it is a reflection on the intelligence of Mr. McArdle. I think it was both.

Mr. McArdle as a member of Council for several years had many opportunities to act on the matter of garbage and rubbish disposal, yet he never proposed a change from the System or style of contract which had been adopted by the city. Hence to expect him as Investigator to solve the problem in three or four days by a visit to Buffalo and Rochester which had not been solved by him as a member of Council for several years is in my opinion a reflection on his intelligence.

The 1920 report of Mr. McArdle had no bearing whatever on the new style of contract for Garbage and Rubbish disposal. While Mr. McArdle was absent on the trip the committee had practically agreed to insist on a change by asking the contractors to fix a definite sum for profit and then bill the actual cost to the city. This was done and the contractors fixed the sum of \$1.50 per ton as the amount to cover their profit, overhead expenses, etc.

The only question left to Council and its Investigator is to determine whether the price of \$1.50 per ton is excessive or not. Just to raise the question, I wonder whether the Investigator ever thought of checking up the figures on which the contractors based the price of \$1.50 per ton. As a matter of fact it has been a deep conviction of mine that no contractors or any others should be permitted to speculate with the necessities of the people. By necessities I mean public utilities such as Water, Telephones, Street Car Transportation, etc., including the collection and Disposal of Garbage and Rubbish. A fair profit including depreciation charges should be allowed the companies and then in addition the actual cost should be shown. The City should have its own bookkeepers and accountants constantly checking the business, else padded accounts will develop into public scandal sooner or later. I have discussed and argued this question for years with the owners and managers of these public utilities. This year I am glad to say that on the contract for Garbage and Rubbish we have had success. In a short talk with the Chairman of the Finance Committee I gave him a brief report of my position and suggested that if the Committee would stick together I felt sure the contractors would have to entertain our proposition to fix a fair price per ton. The rest is a matter of record. I still

maintain that the trip to Buffalo and Rochester while it brought us some cost figures and information was of no direct benefit in changing the style of contract. However, if it is necessary to visit other cities I think the nine Councilmen should be available for such work. As a matter of fact the Chairman of the Finance Committee when in Cleveland, Ohio, at a convention took some time to look into cost of Garbage and Rubbish in that city. We could also use the services of two other members of Council who are interested in Flood Prevention. They have been as far west as St. Louis and down south to Atlanta, Georgia, to attend conventions. Surely the rest of us would not object to the slight cost of living expenses for a few days longer to look up other matters relating to City business. I stand ready to help in any matter of this kind.

The Paving Block Investigation has received much attention in the newspapers and is the basis of Editorials and news articles tending to prove the necessity for Council's continuing the Division of Investigation. However, I have not seen much attention paid to my observation at the opening of the hearing on the Paving Block matter on December 17, 1920. All the paving was completed on September 26, 1920. On December 7, 1920, during the Budget Session I offered a motion to abolish the Division of Investigation. On December 13, the Investigator brought the Paving Block matter to the attention of Council. At the hearing on December 17, 1920, the Investigator said he first heard of the chipped block stone about six weeks before that, which would be about November 5, 1920.

Without intending or desiring to cast any reflections on the Investigator, I cannot figure out why it took six weeks' time to bring the matter before Council. I do not know whether any other Councilman was informed of it or not but I can state positively that I was not told about it until Mr. McArdle's letter of December 13, 1920, was presented to Council on the same day, December 13, 1920. Whether or not it would have yet been brought into Council if I had not offered the motion on December 7 to abolish the Division, I do not know. However, it is a fact which cannot be denied: the matter appeared in Council the next week after my motion to abolish the Division.

Another matter worthy of observation at this time is why the committee on Public Works has not come to a conclusion or decision on the Paving Block matter. The appropriation and salary bills, tax levy, etc., have all been out of the way long enough to give the committee an opportunity to clean up the Paving Block matter. Naturally, one who is not on the inside of the plans of the majority cannot be supposed to built-in where I am not wanted but I do hope no member of Council will have the nerve or audacity to know and it is not my

city to plead that the uncompleted Paving Block matter is an excuse to ask Council to continue the Division of Investigation. Even if such a lame plea should be put forth what member can guarantee whether the majority will back up the Investigator or whether the majority is liable to change again as it did on the City Property Investigation. If we are not to get results from these investigations what legitimate reason can be given the people of Pittsburgh for such farce comedies.

I would not think of suggesting that the Division of Investigation has a mass of evidence of Municipal corruption stored away for use in the coming election of Mayor and Councilmen. But if perchance such might be the case I would hate to be in the position of any man or men who would permit extravagance or corruption to exist for a year and then use such guilty knowledge as a plea for election to public office. Such an unscrupulous disregard of one's oath of office would merit rebuke at the hands of an outraged people and in my opinion it would undoubtedly be deserved.

One thing I do know, however, and do not hesitate to make it public, the Investigator, his friends and his political associates have been very busy urging me to furnish the sixth vote necessary to override the veto of the Mayor. To all these highly esteemed and well disposed persons I have tried to prove that I am not a chameleon in Council. I have tried to vote the courage of my convictions and could not afford to stultify myself by backing away from a position which I feel is right. With all the shifts I have observed in my seven years' membership in this Council I cannot recall where a single vote of mine was reversed as a result of outside influence. I welcome suggestions and indeed often seek the advice and counsel of others, but when I make up my mind it takes a genuine reason, not an excuse, to cause me to change.

I have some deep and abiding convictions on the fundamentals of municipal government. If I am to serve the people honestly, fearlessly, and courageously, I cannot afford to break down the knowledge and experience of a life time for political expediency. Although I feel that I am on excellent terms with the other members of Council except perhaps an occasional tilt with any who would like to see me in the Chameleon Class of Statesmen (I expect such a tilt today) I can truthfully say that not a single member of Council (nor has Mr. McArdle himself) asked me to help override the veto of the Mayor. Now if I were to reverse my position, what standing would I have in this Council? Could I hope or expect to have the respect of the other members?

After the Primary Election last year I prepared a Resolution bearing on the Councilmanic Election.

Unfortunately for the gentlemen who urged delay in the matter, which was

of great benefit to the entire city, he delayed too long, with the result that he lost his seat in Council and became the Investigator instead. Why he delayed and withheld consent to support this resolution which in my opinion was worthy of his support is a question he alone can answer. I have some further information which may or may not be correct. If the disturbance over this veto keeps up I may make another statement.

For those who fear for my political future and also for the newspapers which have been so kind to all the members of Council, including the speaker, I respectfully call attention to a statement which can be found many times in the Municipal Record—"I intend to support any good measure and oppose all bad measures, regardless of who the author may be."

The veto of the Mayor is in accord with my motion to abolish the Division of Investigation; it is also my firm conviction that the Division should be abolished, therefore on the question of overriding the veto of the Mayor I vote NO.

Mr. Winters arose and said:

Mr. President, I simply want to repeat one or two things I said in January, 1920, when the Division of Investigation was created, or rather when the appointments were made. No man in Council knows more about the creation of the Division of Investigation than I do. Some other members of Council know it as well as I do.

I will pass and only say that this division has not proven satisfactory.

Back in the years when the Division was first created there was continual discord as to the usefulness of the position and the wisdom of keeping it in position; even at the time when Mr. Levy was in charge of the Division, and it went by the boards. A few years later an efficient man who was head of the Department of Supplies of the City of Pittsburgh was appointed to the position of Chief Investigator. It is unfortunate that efficient men in the political game, regardless of their ability or record, are thrown in the discard, because they used bad judgment or were unfortunate in their affiliation with the candidate elected, and are forced to seek new positions; so it was necessary for Mr. Booth to find some other position, and a majority of Council took it upon themselves to elect him investigator of the City of Pittsburgh. He was of that caliber of man who could render good service to the City of Pittsburgh, but he did not meet with the satisfaction of all the members of Council. He dropped out and up to that time the history of the position did not prove satisfactory, and then it came to the time of electing another man.

I am going to pass over the inside stories of the election. I said on the floor of Council that the manner in which Mr. McArdle was elected was enough to come back and plague his electors, and therefore I am consistent

in my position. The Investigator, whose office I helped to create and who I favored for the job, was elected by five members of Council who went into the back room and elected him. The other four members were denied the privilege of voting for Mr. McArdle and did not know anything of his appointment until they read of it in the newspapers. I think we should all have been given this privilege whether we were for or against Mr. McArdle's appointment and the majority should have submitted his appointment to the whole Council for their consideration. I fear no contradiction of the fact that he was elected in a back room with five members supporting him and the other four members have the right to resent that treatment, and I said he would not be an Investigator for the whole Council but a factional investigator, and it has come to pass that that is true.

The investigations made so far have not proved to be tangible or beneficial to the City. The investigation before us today has received much comment in the newspapers and is common gossip on the street. If Mr. McArdle is right, Mr. Swan, Director of the Department of Public Works, is a crook, and I challenge any man in this room to vote for the answer. If Mr. McArdle's charges are true, Director Swan connived at crookedness with contractors to the extent that the City was done out of \$16,000.00; and if that is true, then the City has been cheated out of \$16,000.00 and the man who cheated them is a crook. Then Mr. McArdle is right, and Mr. Swan is wrong. Are you willing to take your choice? I am willing to vote according to the evidence submitted and any members of Council who believe that Mr. McArdle's charges are true should be ready to vote that way. I repeat that I am willing to vote now on the matter. If Mr. Swan made blunders and mistakes; if Mr. Swan was negligent, careless or indifferent in his duties, I am not ready to say that he would willingly allow \$16,000.00 to be stolen from the City. Let those that think the charges true answer when the vote is taken on the investigation.

The office has been used as a headquarters for political, factional investigations that have covered many things instead of City business. I don't want to be unkind and I don't want to go into the extent of bringing things into this discussion that are unpleasant. Mr. McArdle could start within his own office where indictments are hanging over his assistant. Not one word has been said about that by his supporters in Council.

Mr. President, I helped not long ago to keep what was said to be above one faction trying to get control of the Council; I may have some influence in keeping another from doing so at this time, because I believe the members of Council should be independent and not under the masterhand or direction of an individual, no matter

what faction he may dominate.

I want to add this: I think I heard some statements rumored that the Investigator would continue at work whether the Mayor's veto was sustained or not. Whether that is true, it is up to those that desire him to continue in his position to carry it out.

Mr. Garland arose and said:

Mr. President, there was a remark made by the gentleman to my right that I was not for this position. I was for Mr. McArdle. Time changes, conditions change and men change. It would be impolite for me to say unkind things in the presence of the ladies who are with us today. I was anti-suffrage at one time and now I accept the inevitable. Time changes.

The gentlemen made a statement about my visit to Cleveland. I want to say it is true that I spent a day there, but I did it at my own expense. When I went to Cleveland I went there on my own business and while there I did some City business. When I went to New York to welcome home the returning soldier boys of Pittsburgh I went there at my own expense. I want that understood.

Mr. President, I am not going to start at Genesis and stop at Revelations.

My honored friend is right—the matter of the re-chipped block is not over. I will be one member of Council who will vote for a resolution addressed to the Mayor or the Director of the Department of Public Works asking them to collect from those contractors the money they owe the City for using stone owned by the City, for which they allowed no revision in their contract price downward. No member of Council in his private business would allow this to be done. I don't believe the Director is a crook. It might have been negligence or indifference on his part. However, the contract prices should be downward, and I believe that will be done.

I am for retaining Mr. McArdle, as Investigator for City Council. He has been of wonderful help in our Committee work. His reports to us have been enlightening. He has worked out the details of many problems with such clear judgment that it was easy for us to reach proper conclusions. To lose his services at a time like this would be a disaster to the taxpayers of the City. A vast amount of work, contract and otherwise, is on this year's program, and, gentlemen, there is not a Councilman among you who does not realize that the services of Mr. McArdle are indispensable to the City in the light of recent developments uncovered by his investigations. There is no use in mincing words. If this Council is to be denied the right to investigate the manner in which contracts are to be performed, the City indeed is in a sad state. Under the Charter Act, Council has the right of investigation and of impeachment, but these are slow processes. To have

a "man on the job" will act as a deterrent to irregular practices, and gentlemen, if this Council is not allowed to have that man to safeguard the interests of the City, what will happen?

There will, in all probability, be recurrences of the re-chipped block stone episode which is still on trial, and which Mr. McArdle uncovered. Let this Council be without an Investigator, and it will be possible, and I am simply judging the future by the past, for a preferred Contractor to be the low bidder on City Work against fair competition, knowing that he will be the recipient of special favors in the way of cheapening the work.

Again I say the proper type of an investigator employed by Council will have a tendency to stopping these practices in their incipiency, so that every Contractor bidding on City work will get a square deal.

This is only one of the many functions of an Investigator. Why there should be objections raised to the office is beyond me. The man on the outside (the taxpayer, for example) looking in or looking on, would certainly be puzzled to understand why the Department, Bureaus and Divisions of a Great City have no desire to be investigated, and why the power of the "veto," which literally means "I forbid" on a matter so vital to the interests of the City is brought into play.

Mr. Dalley arose and said:

Mr. President, I just want to turn backward a little and quote from the minutes of Council of November 11, 1913, when Mayor Babcock as a retiring member of Council starting down the line said something to each member of Council and coming to Mr. McArdle he said:

"Mac, it is with regret that I see you leaving here. I am sorrier for the City. You have been a fighter with a mind that worked like a triphammer. You are blessed with a reasoning, argumentative mind that is as clear as it is good. I didn't always agree with you, but Pittsburgh will lose a good, conscientious Councilman when you leave, and they will have to go some to beat your record."

That is what Mr. Babcock said about Mr. McArdle and later Mr. Babcock became mad at Mr. McArdle because on the floor of this Council Mr. McArdle said, "If the Mayor had as much bone in his back as he had in his head he would be a wonderful Mayor."

Encouraged by designing politicians and corrupt contractors the Mayor thinks he will get rid of the Investigator by vetoing the appropriation so that during his last year of office favorite contractors may do as they please, use old material when new is specified, without fear of having the light turned on and crooked work shown up. Time and again has the Mayor cried politics when some of the weep holes in his administration wall have been shown up. Even the

investigation of the boulevard slide was politics, so the Mayor said, yet nine members voted for the boulevard investigation.

The Mayor says Mr. McArdle has not accomplished anything. Has the Mayor forgotten Police Magistrate Walter J. Lloyd's handling of City money in the matter of paying members of bands? A majority of the members of Council heard this testimony, but no action was taken by the Mayor. If the Mayor were to inquire of the Law Department he would learn that the investigator exposed the looting of the River Avenue Pumping Station of thousands of dollars worth of material which was taken away with the approval of some one in the Public Works Department. And at the present time the City is trying in the courts to force the remover of this material to reimburse the taxpayers.

And next comes the Epstein case: Epstein being a political follower of the Mayor. It is well known how a prisoner was "shook down" for \$500.00 in a police station and so clear was the evidence that the Grand Jury indicted Epstein. But did the Mayor bring to task the police officials involved in this scandal? He did not despite the fact that the evidence presented by the Investigator showed these police officials knew of the \$500.00 holdup.

In investigating the street repaving contracts Mr. McArdle certainly proved that section of Liberty avenue, from Center to Winebiddle, which was supposed to be paved entirely with new blockstone, costing about 12½ cents a stone, or \$5.50 per yard, consisted of 75 per cent of old material, saving the cost of buying and hauling to the job 75 per cent of the new material, and in face of this, the Mayor, supposed to be a business man, says the investigator is a burden on the taxpayers. The Lord help the taxpayers if the Mayor succeeds in getting rid of the investigator! The people are not for the removal of the investigator and no member of this Council, having the interest of the people at heart, and abiding by his own conscience, will support this veto of the Mayor and then endeavor to pose as a representative of the people. Every newspaper in Pittsburgh has protested against the removal of the investigator.

In conclusion the Mayor speaks of useless positions. Compare the record of work done by Dockmaster "Buck" Mangan which the Mayor says is a useful position and then look into what the Division of Investigation has accomplished, and if any sane man, knowing the facts as the members of Council do, admits Mangan is an asset and McArdle a liability, then I'll change my vote.

I vote to override the veto of the Mayor.

Mr. Winters arose and said:

Mr. President, I congratulate Mr. Dailey on his change of heart.

I want to say in reply. One Mayor of Pittsburgh not so many years ago dismissed a man from the Department of Public Works because of a controversy on the matter of repaving block in the street car area.

Mayor Magee in his letter advising Council of the dismissal of Jos. G. Armstrong as Director of the Department of Public Works, said in part:

"I learned about a month ago that he had permitted the reconstruction of street railway tracks on certain of the principal streets of the City, in some cases with second-hand paving block while at the same time, he had and was re-surfacing the City's area or the shoulders of the same street with new, first-class paving material. In some cases the City paving was new "class A" blockstone and in others new sheet asphaltum, while the street railway company's paving was new class "D" block stone. In a number of cases, but mostly consisted of second-hand block stone which had been in use approximately twenty years."

That constituted sufficient evidence to warrant the Mayor to dismiss his Director of Public Works.

Mr. Garland presented this resolution at that time:

"Bill No. 4122. Whereas, His Honor, the Mayor, has seen fit to retire from office one of our most faithful and hard working Directors, in the person of Joseph G. Armstrong, Director of the Department of Public Works; and

Whereas, This Council has already by a unanimous vote, placed itself on record as to the integrity, ability, and efficiency of Director Armstrong; therefore, be it

Resolved, That we, as members of Council, deprecate the fact that this action has been taken at a time when large undertakings are under way in the Department of Public Works, of which Mr. Armstrong had the fullest knowledge, gained by the closest daily application to the work of his office, both at his desk and in the field; and be it, further

Resolved, That this expression of regret as to the Mayor's action be placed upon the records of the Council.

So the matter of paving blocks did not have sufficient power to prevent Mr. Garland from presenting this resolution. I am ready to hear the final conclusions on the paving block and render a verdict according to the evidence, and you cannot have that hearing too soon for me. On the Townsend testimony it was not sustained by the votes of Council, and whenever the members of Council have the integrity to stand up and vote for the things they talk about it will be so much the better for Council and the people whom they represent.

Mr. Garland arose and said:

Mr. President, when Mayor Magee asked Director Armstrong to resign

everybody knew he was a candidate for Mayor against the man Mayor Magee was supporting for the office. Politics was back of that. I would do the same thing today if the same circumstances entered into the situation.

Mr. Winters arose and said:

Mr. President, somebody was running then; some one may be running next year.

Mr. Garland said:

I am absolutely satisfied, Mr. President.

President Herron called Mr. Robertson to the Chair, and taking the floor, said:

Mr. President, I just can't keep out of this: I tried to jot down a few of the things that have been said by the previous speakers and some of the things that have been said have amused me. The reference made by the gentleman from the Twentieth ward particularly amused me. As we all know it even requires effort on his part to vote on matters that come before Council and its committees.

I voted for the creation of this division and the gentleman (the author of the bill Mr. English) told me it would be a wonderful thing to have an investigator under Council's jurisdiction who could delve into the affairs of the different departments and report his conclusions to Council. I listened to the gentleman and voted for the ordinance creating the Division of Investigation. Up to the present time I have no regret for voting to create this position. I did feel disappointed because results were not obtained as I thought they should be. Within the past year, however, this division has proven its worth and the charges brought have been sufficiently sustained by Council.

As far as branding Mr. Swan a crook, I don't like to bring that subject into the discussion, and I don't want to touch upon his integrity as the Director of the Department of Public Works. In war time when a soldier is found sleeping at his post he is shot, and I say if the Director of the Department of Public Works was sleeping at the switch so far as the City is concerned, it is indeed an unfortunate spectacle.

I want furthermore to state that the gentleman on my left said the Investigator was appointed by five members of Council in a back room. I don't doubt that five members decided that Mr. McArdle should have that position, but I have a keen recollection that it took place in this room in the broad open light of the day. If I had the same thing to do over again, I would be glad to do it. I see no reason for apologies.

The gentleman called attention to the fact that the Investigator had gone out of town on City business, but failed to make satisfactory reports to Council. I want to say in reply to that that I voted to send Mr. Shipley,

Mr. Booth and Mr. Sauer not only to St. Louis, Milwaukee and Chicago, but to New York in the hope that from their report of the work done in those cities some tangible results could be obtained here in the matter of the collection of garbage and rubbish. The City in that case paid the expenses of these three men. We failed to accomplish anything beneficial by their visit to these cities.

Council authorized Mr. McArdle to go to Buffalo and Rochester, not that he was expected to accomplish the impossible, but to tell us whether municipal ownership of rubbish disposal plants was proving a success in those cities.

It has been said that we represent the people of Pittsburgh. The sentiment expressed by the newspapers of Pittsburgh, as well as all the civic organizations and institutions which stand for Pittsburgh's good are for retaining this division. It makes very little difference who fills the position. If we represent the people we will retain the division. It would be as dangerous to remove Mr. McArdle at this time as to dismiss a watchman from a dangerous crossing.

The reasons given by the Mayor that this Division has accomplished nothing is no reason why it should be abolished.

The reasons given by the gentleman on my left and the manner in which the appointment was made is not of sufficient importance at this time for even a reply.

I want to say in conclusion that the difference between the time that the block stone controversy was before Council a few years ago and now is that the street car company at that time was using old stones that belonged to them and they were paying the bill and now the old stone belongs to us and somebody is stealing them and presenting us with the bill. I say there is a serious difference and I would be ashamed of any member of Council who would not reverse his veto on that particular item.

I am satisfied that what I say today will not change the result.

I have been associated with Mr. McArdle in Council and have been in touch with him since he assumed the office of Investigator. He is criticized here today because his investigation of the Bureau of City Property fell down. Enough evidence was presented to justify action by some of Council and the man who refused to vote at that time it seems to me his criticism is entirely out of place either with Mr. McArdle or the members of Council.

I hope before the year passes that we will have nine members of Council who will be perfectly satisfied that the Bureau of Investigation is an asset to our city. I thank you.

Mr. English arose and said:

Mr. President, it gives me great pleasure to reply to the gentleman.

I ask him to take these 33 pages and digest what I have said and after he has done that I will ask him if a lot of these things could not be stopped. My protests against the transfer of funds have not been heeded by Council.

I might also mention again that Mr. McArdle voted for the transfer of money to pay the wages of the laborers at the Exposition Building. This action was taken at the time he was a candidate for re-election to Council. Then later after his defeat for Council and after his appointment by five members of Council as Investigator this item was one of the first that he investigated and in which he claimed there was irregularities, malfeasance in office, fraud and potential corruption.

It has been said here that one of the matters he brought to the attention of Council in the performance of his duty as Investigator was the Walter Lloyd matter of payment of City money to band players. I just want to say as a matter of keeping the record clear that this matter was under investigation while Mr. McArdle was a member of Council and not as Investigator thus proving that Councilmen do not need investigators.

I was ridiculed by the Comedians at the Chamber of Commerce for not voting on matters that come before the Council. They did not state, however, my reason for not voting. In the Townsend investigation I was justified in not voting because of the circumstances surrounding the case. I am going the distance today and will ask the apology of the ladies present if I offend them by my language.

The skirts of Council are dirty. It has made a political prostitute of the Bureau of Investigation. There is no question about it in my mind. The investigation was purely personal against Mr. Townsend. The members of Council did not have the courage to vote against him when they had the goods on him as charged by McArdle. When it came to finding Mr. Townsend guilty of the charge of malfeasance in office some of the Councilmen did not have the guts to stand up and vote that way. At the time of the Townsend investigation I went to Mr. McArdle and said, "Peter, you have made a mistake; your charge, if true, justify impeachment proceedings against the Director of the Department of Public Works; you will not hold Mr. Townsend responsible for these acts; he will say he was authorized to do these things." That is actually what happened. Mr. Townsend on the witness stand said the Director authorized these things to be done and the Director got on the stand and said he authorized them to be done. By reason of that, where are you today?

Council has not the nerve to stand up as Councilmen and servants of the people and defy the politicians. If Council would attend to its job we would not need an investigator. I

have pleaded here time and time again for God's sake to stand up for the honor of the Council and stand up for the people whom we represent. If that were done no politician could touch any of us.

A lot of piffle and bunk has been said here today; there is no question about that.

I have received three requests to vote for the retention of this division. I also received an anonymous letter. I will keep this letter in the hope that I may meet the writer and no doubt learn from him that he wrote that letter under pressure as is sometimes done.

I can answer for my actions. If you will watch the transfer of money as I have tried to watch it we would not be asked to pay bills such as the payment of \$2,300.00 for erecting a fence at the Stephen Foster Home-stead. It is a crime to spend \$2,300.00 for a fence around a dump like that.

The Chair:

That had nothing to do with the matter under discussion. The gentlemen will please confine himself to the subject under discussion.

Mr. English:

I repeat that it was a crime to put up a fence there and authorize the payment of the bill after the department failed to advertise for and award a contract in the proper manner.

The Chair:

I will have to rule you out of order if you do not confine yourself to the subject under discussion.

Mr. English:

I am out of order. The director ordered this work to be done without proper authorization from Council as is required by law. After the work is done he presents a bill to Council and you approve it. That is what I am complaining about. If this Council would refuse to approve this kind of procedure the directors of the various departments would ask Council's consent before they proceeded to do things unlawfully. While Mr. McArdle was a member of Council he gave his consent to allow certain things to be done and then later as investigator he presented charges to Council that the things were done improperly. That is my contention, Mr. President. This Council should wake up and stop this kind of proceeding you will not find me shirking my responsibility. However, in this instance I am not going to listen to any political pressure.

Mr. Winters arose and said:

Mr. Herron said the election took place here.

Mr. Herron arose and said:

It took place right here in this room.

Mr. English arose and said:

Did he ever invite the other members of Council to participate?

Mr. Herron said:

I might say it was done in this room when the other four members of Council were not present. I will ask the clerk if the five members of Council talked to him. Is that right, Mr. Martin.

The Clerk (Mr. Martin) said:

Yes, sir.

Mr. Herron said:

I would like you to state, Mr. Martin, whether or not you walked over to the table where the newspaper men were seated and told them that Mr. McArdle was appointed by the members of Council on the day of the reorganization of Council?

The Clerk (Mr. Martin) said:

That is correct.

Mr. Winters said:

It was with a back room method. The other four members were not present.

Mr. Herron said:

Well, I agree to that.

Mr. English said:

Will the Clerk please tell us who the members were?

The Clerk (Mr. Martin) said:

Messrs. Dailey, Garland, Oliver, Robertson and President Herron.

Mr. Herron said:

I don't deny the charge.

Mr. Dailey:

I don't deny the charge, either.

Mr. English arose and said:

In justice to Mr. Lochlin, Assistant Investigator, I want to say that no person had come to me asking my support for his retention in the office. I believe I was the first one to urge his appointment as assistant investigator. I regret that no persons have asked me to retain him. He is present here today and I would like him to know that.

Mr. Dailey arose and said:

Mr. President, as I understand it, the appropriation for these positions is what the Mayor vetoes. There is no veto of the salary bill of the Division of Investigation. Is that correct, Mr. Martin?

The Clerk (Mr. Martin) said:

The salary bill is not before the Mayor.

Mr. Winters arose and said:

I will say Mr. Dailey and his cohorts engineered that so the Mayor could not do it.

Mr. Dailey said:

The Mayor is surrounded by wise advisers.

And at this time President Herron resumed the Chair.

And the question recurring, "Shall the item become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Dailey
Garland
Oliver

Robertson
Herron (President)

Noes—Messrs.

Anderson
English

Henderson
Winters

Ayes—5.

Noes—4.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

The Chair took up items

"Council and City Clerk, Division of Investigation, Page 5, Code Account No. 1012, Class B, Miscellaneous Services\$ 20.00

Council and City Clerk, Division of Investigation, Page 5, Code Account No. 1013, Class C, Supplies.... 75.00

Council and City Clerk, Division of Investigation, Page 5, Code Account No. 1014, Class M, Council's Investigation Fund 5,000.00"

Which were read.

And on the question, "Shall the items become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
Garland
Oliver

Robertson
Herron (President)

Noes—Messrs.

Anderson
English

Henderson
Winters

Ayes—5.

Noes—4.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

The Chair took up item

"Flood Commission, 11-28b, other protection to person and property, Page 50, Code Account No. 89, Class N, Maintenance Fund, \$3,500.00."

Which was read.

And on the question, "Shall the item become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
Garland
Oliver

Robertson
Herron (President)

Noes—Messrs.

Anderson
English

Henderson
Winters

Ayes—5.

Noes—4.

And there not being two-thirds of the votes of Council in the affirmative,

tive, the objections of the Mayor were sustained.

The Chair presented

No. 2123.

CITY OF PITTSBURGH, PENNA.

January 3, 1921.

President and Members of Council
of the City of Pittsburgh.

Gentlemen:—Beg to officially advise you of a vacancy in the office of City Solicitor, caused by the resignation of Charles A. O'Brien, Esq., dated December 23, 1920, and effective January 1, 1921.

Copy of Mr. O'Brien's resignation, which I accepted December 30, 1920, follows:

"Department of Law,
City of Pittsburgh.

Hon. E. V. Babcock, Mayor.

Dear Sir—I herewith tender you my resignation of the position of City Solicitor for the City of Pittsburgh, to take effect January 1, 1921.

Regretting that our pleasant personal and official relations are thus terminated, and wishing you continued prosperity, I am.

Very truly yours.

(Signed) CHARLES A. O'BRIEN,
City Solicitor."

It was my full intention to send you today the name of the present Director of the Department of Public Safety, Charles S. Prichard, for your consideration and confirmation, to succeed Mr. O'Brien. However, I have just received the following communication from Mr. Prichard and on account of same have decided to delay the appointment and the sending of Director Prichard's name in Council for a few days.

"Prichard and Trent
Attorneys at Law
413 Grant St., Pittsburgh, Pa.
January 3, 1921.

Honorable E. V. Babcock,
Mayor of the City of Pittsburgh,
Pittsburgh, Pa.

Dear Mr. Babcock:

Referring to your purpose to submit my name to Council for appointment to fill the vacancy now existing in the office of City Solicitor, I beg to call your attention to the fact that my partner, Edmund K. Trent, Esq., has pending several suits or claims against the City of Pittsburgh, which of course are opposed by the Law Department of the City.

I feel that before I should take up the office of City Solicitor, my partner and my law office should sever all professional relations which would be inconsistent with my holding such position. I am advised that Mr. Trent has already taken action to withdraw from all such cases and allow the claimants and others interested in suits against the City to secure other

counsel. This, under the circumstances, will require a few days.

In view of what I have above written, may I suggest that my name be withheld for a few days and until proper arrangements can be made for eliminating the inconsistent relation which would result from my being confirmed as City Solicitor.

Yours very truly,

(Signed) CHARLES B. PRICHARD."

Very respectfully yours,

E. V. BABCOCK,
Mayor.

Which was read, and on motion of Mr. Robertson, received and filed.

Mr. Garland arose and said:

I have no information as to the intention of the Mayor with regard to the proposed operation of the Public Safety Department of which Director Prichard is now the head.

My understanding is that Mr. O'Brien's resignation as City Solicitor was involuntary, and I desire to say a few words in relation to the matter.

Mr. O'Brien's work brought him into contact with Council considerably. He sat with us practically every Committee meeting day, and there were few Committee sessions when matters of importance to the interests of the City were not referred to him for his opinion. He was at all times courteous and responsive. His knowledge of municipal law gained from years of experience is of the highest order, his ability as a lawyer, his honesty of purpose and his integrity have never been questioned. I feel that I may say without fear of successful contradiction, that every member of Council has the fullest confidence in Mr. O'Brien's judgment, and with all the many important matters now before us involving the expenditure of millions under the City's Bond Issue program, we could rest entirely satisfied that with him at the head of the Law Department the interests of the City would be properly safeguarded. His constant aim was to protect the City against unjust claims and questionable expenditures (many of these are now pending) and I submit that an official of such character should not in the interest of the City be side-tracked and sacrificed.

I would afford his Honor, the Mayor, the opportunity of righting a wrong done Mr. O'Brien by returning to him his resignation. By such an action I feel that the Mayor would be doing the big and outstanding thing that all proper thinking people of our community would like to see done. Continued efficiency is preferable to trying out an experiment at a time like this when the City is faced with considerable litigation, and faithful service of the character rendered by Mr. O'Brien should be rewarded and not penalized.

Mr. Garland moved

That for the best interests of the City, the Mayor be requested to reconsider his action with regard to the enforced resignation of the head of the Law Department, Mr. O'Brien, and that a copy of this statement be forwarded to him.

Mr. English arose and said:

Mr. President, this is quite a real proceeding. Are we going to run the administration? It seems to me this is more political skull duggery. I am not on the inside of what the majority is doing, and coming from the gentleman who offers a resolution like that, is infinitely smaller than the resolution itself is ridiculous. I am amazed at an attitude like that. The gentleman knows that the Mayor will not pay any attention to this resolution.

The Chair:

The gentleman will kindly confine himself to parliamentary language.

Mr. English:

This man knows this is bunk and knows the Mayor will not pay any attention to it.

The Chair:

I must ask the gentleman to confine his remarks to the resolution.

Mr. English:

Do you expect the Mayor to pay any attention to this resolution? The author of the resolution knows that the Mayor will not pay any attention to it. It is bunk.

Mr. Garland arose and said:

Mr. President, I say that resolutions coming from the committees of Council do not have as much weight as resolutions presented and adopted by Council itself. We have the right under the Charter Act to pass resolutions of this kind. There is no "skull duggery" connected with this matter. The gentleman knows the Mayor's mind better than I do. I am merely affording the Mayor the opportunity of righting a wrong done Mr. O'Brien by returning to him his resignation. Mr. O'Brien's work has brought him in contact with the members of Council more than with the Mayor. He sat with us practically every committee meeting day and advised us on matters that came before the committees.

Mr. English said:

I would like to ask the gentleman a question: Was Mr. O'Brien consulted when he knocked off four lawyers in the Law Department? If the gentleman is sincere in this matter I will vote for the resolution.

The Chair:

The elimination of the positions in the Law Department has nothing to do with the matter now before us. That is not in the resolution.

Mr. English:

He says Council has so much to do with the Law Department. When these positions were eliminated, was

Mr. O'Brien consulted? If he was, I have no knowledge of it.

The Chair:

That is not the proposition before us. This thing has gone far enough.

Mr. Winters arose and said:

Mr. President, I am in favor of speaking kindly of Mr. O'Brien and putting kind words in the Record, but this matter is disposed of and we should not concern ourselves about it.

Apparently the relationship between the Mayor and Mr. O'Brien have been so strained that it was necessary for the Mayor to ask for Mr. O'Brien's resignation. His continuance in the office of City Solicitor under these circumstances would not be conducive to the best interests of the City. I think it would be humiliating to Mr. O'Brien himself if the Mayor were to ask him to return.

Mr. Garland arose and said:

Mr. President, it is patent to every member of this Council to know that Director Prichard will not go in as head of the Law Department at this time. That is an open book here, and every one knows what is going on. We had a man who knows the law at the head of the Law Department, and I would be slow in putting Mr. O'Brien out. Inasmuch as there is now a vacancy in the Law Department, I don't see anything wrong in asking the Mayor to reconsider his action in asking for Mr. O'Brien's resignation. We are simply asking him to reconsider the matter under present circumstances.

Mr. Winters arose and said:

I think I have the floor. I think Mr. Garland in the language of the lady somewhere in Shakespeare, "doth protest too much." He does protest so much against the department as to arouse my suspicion that he has some motive for a deal in case Mr. Prichard is confirmed for the position of City Solicitor. I don't think that is the right or fair position for Council to take. Let that come up to us in its proper turn. That fact that a vacancy will be created in the Department of Public Safety is not a sufficient reason why Council should not confirm the person appointed by the Mayor for the position which is vacant, namely, City Solicitor.

Director Prichard desires the change. He says, "I am not a policeman, but a lawyer." He admits that he is a lawyer and would welcome the change. Now, then if there is a vacancy in the Law Department, and there is, why worry about two places when you only have one to fill, unless you wish to make this a political trading post.

So far as Mr. O'Brien is concerned I take the statement that he gave out to the public, "The relations of the Mayor and myself have been very friendly, but he expressed dissatisfaction with certain of my policies and I felt there was nothing proper under the conditions except to tender my

resignation, which I did yesterday. Who gave hath taken away and I have no comment or criticism to make. I wish the Mayor and whoever my successor may be the fullest measure of success. I shall open law offices as soon as arrangements can be made."

If Mr. O'Brien had come before Council and said that he was ill-treated and wanted an investigation, I would be one to vote for him. He has tendered his resignation and tendered his good wishes to the Mayor and does not want any fuss made about the matter. Then why should some member of Council start something which Mr. O'Brien himself does not want.

The relationship between the Mayor and Mr. O'Brien had apparently come to the parting of the ways, where their relationship with each other would be no longer be to the best interest of the City. By this action you may arouse public sympathy for the man, but why do this, when he has not asked for it. When Woodrow Wilson, President of the United States, dismissed two or three cabinet officers, the Senate of the United States did not say to him that you must take this or that person whether you want him or not. Some Senators may have expressed dissatisfaction at his action, but none had the audacity to tell him what to do. It is a well known fact that the head of an administration desires to have closely associated with him men who will carry out his policies and be in sympathy and accord with these policies. Mayor Magee when he dismissed Mayor Armstrong, who was then Director of the Department of Public Works, said:

"Being charged with the administrative responsibility of the City's affairs I believe I am entitled to have subordinates in reasonable accord with my views upon questions of essential importance. I have issued several orders in the premises which have been obeyed by Mr. Armstrong, but only in a literal sense. An intelligent and positive administration of this important department requires the active co-operation of an officer who is something more than a mere automaton. I believe the best interests of the City require that I should have in this department a vigorous lieutenant with views and aims similar to my own, one who will cordially co-operate with me and in whom I can implicitly rely."

Mayor Babcock I believe wants his cabinet officers to be in sympathy with his views affecting the welfare of the City, and if in discord or in conflict with him on these views then the harmonious relations between the two could not exist. The Mayor has a right to ask for the resignation of any of his cabinet officers who are not in accord with his views upon questions of essential importance to the City.

If we should go to the Mayor and ask him to take Mr. O'Brien back, I believe from the bottom of my heart,

Mr. O'Brien would construe such a request with contempt.

Mr. Garland arose and said:

The gentleman started out, Mr. President, with the statement that "the lady protested too much." I believe that statement by him is incorrect, "He doth protest too much," is more like it. I think an injustice was done to the man, and this is merely asking the Mayor to right a wrong done Mr. O'Brien. It does not need any amount of argument to convince me that a wrong was done Mr. O'Brien.

And the question recurring on the motion as offered by Mr. Garland, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
Garland	Herron (President)
Oliver	

Noes—Messrs.

Anderson	Winters
Henderson	English

Ayes—5.

Noes—4.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair said:

Mr. English, did I understand you to say that you would vote for the resolution?

Mr. English said:

I wanted to kid you along. That is the time I fooled you.

Mr. Dailey presented

No. 2124. Whereas, The Mayor has demanded and been given the resignation of Charles A. O'Brien, City Solicitor, an efficient official, who has for a period of 12 years been connected with the Legal Department of the City of Pittsburgh, conducting the legal affairs of the City in a manner which saved hundreds of thousands of dollars for the taxpayers; therefore, be it

Resolved, That the Mayor of the City give to the public and the Council his reasons for demanding the resignation of Charles A. O'Brien when the City is entering upon a year of legal affairs demanding one thoroughly familiar with municipal law so as to safeguard the interests of the City.

Which was read.

Mr. Dailey moved

The adoption of the resolution.

Mr. English arose and said:

Mr. President, it seems to be a race as to whether the gentleman on the right or the gentleman on my left should receive credit for this. Would it not be well for Mr. O'Brien to advise Council just what the Mayor said to him when he asked for his resignation? One embarrassing resolution in a day is enough. However, two can play at this game. I have sat here for a

year and was wondering when something of this kind was going to start. When the chips start to fly I will be there with the big ax. I have kept my skirts clear from this factionalism and this truck. The gentlemen seemed to have had their signals crossed and somebody is trying to make a deal with the Mayor. It is all bunk.

Mr. Dalley arose and said:

Mr. President, I want to say this is not a foolish resolution and the gentleman who just spoke knows it is not bunk. It is the duty of the Mayor to give reasons for dismissing a competent official. The people certainly are entitled to know the reasons for dismissing Mr. O'Brien. I say dismissal because under the Charter Act the Mayor cannot remove an official without a sufficient reason. The Mayor may stand behind this technically as a resignation. We should know the reason in view of the rumors which have been circulated. One rumor has been that Mr. O'Brien accepted \$2,500.00 in the Woodwell damage case and it has been reported to me that two members of Council are quoted as having repeated this rumor.

Mr. English arose and said:

I demand him to name the two members.

The Chair:

The gentleman will please come to order.

Mr. English:

I demand that he name the two members of Council.

Mr. Dalley:

Who has the floor, Mr. President?

The Chair:

Mr. English, you are out of order. Mr. Dalley has the floor and when he concludes you may put your question.

Mr. English:

The gentleman has said that two members are quoted as having said that Mr. O'Brien accepted \$2,500.00. I demand him to name the two members of Council.

Mr. Dalley:

I will name the two members when I am ready.

The Chair:

You are out of order, Mr. English. I ask you to sit down.

Mr. English:

I will not sit down.

The Chair:

If you don't come to order I will be compelled to have you removed from the Chamber. Will you sit down or force me to order you removed?

Mr. English:

I refuse to sit down; I will not sit down until the gentleman names the members of Council.

The Chair:

Will you please take your seat?

Mr. English:

I will not sit down until he names the members.

The Chair:

The Sergeant-at-arms will please remove the gentleman from the Chamber.

The Sergeant-at-arms approached Mr. English.

The Chair said:

Will you sit down before I order you removed?

Mr. English:

No, not until he names the members.

The Chair:

The Sergeant-at-arms will please remove the gentleman.

Mr. English:

You will be sorry for this. (On his way out, Mr. English said: Why don't the gentleman name the members?)

Mr. Anderson:

So long, Bill!

The Chair:

Will the gentleman name the members, or withdraw his remarks?

Mr. Dalley:

I will not withdraw my remarks. I said that two members of Council were quoted as saying that is one reason for Mr. O'Brien's removal. I will name the members of Council when I am through. They did not tell me personally. It came to me in another way. Mr. O'Brien made a thorough explanation of the item of \$2,500.00, which was required to complete the compensation of the damage claims in the Woodwell case. Provision had not been made for this expenditure, which Mr. O'Brien advised us was made up of \$1,500.00 for engineering expenses; \$300.00 for examination of titles, and the remainder for advertising.

The Chair:

Will the gentleman please name the two members of Council?

Mr. Dalley:

Mr. English is one gentleman who made the statement, and Mr. Winters.

(Mr. English called in the door: "Look at your boss, he will tell you what to say.")

The Chair:

The Sergeant will please lock the door.

Mr. Winters arose and said:

I would like to ask to whom did I make the remark?

Mr. Dalley:

Mr. Robertson is the gentleman who told me.

Mr. Robertson:

You told me a rumor about the Eichleay matter (addressing Mr. Winters) and that you would rather have me see Eichleay personally about it.

Mr. Winters:

I might have told Mr. Robertson that I heard that, but I made no state-

ment of that kind purporting to be true. If every petty little tale and gossip is to be aired in Council, let Mr. Tattle-tale bring them in.

The Chair:

I must insist that proper decorum be maintained. Disrespectable scenes like that which took place here today will not be permitted in this body while I am the presiding officer.

Mr. Dailey arose and said:

I did not make the positive statement that the members of Council said this. I said it was rumored by the members of Council that Mr. O'Brien was involved in this \$2,500.00 transaction. It was reported to me that two members of Council had told it.

Mr. Robertson arose and said:

Mr. President, we were sitting here and Mr. Winters said there seems to be something wrong, and said I would rather you see Mr. Eichleay and let him tell you the story himself. These are the very words Mr. Winters said to me.

Mr. Winters arose and said:

That is satisfactory to me. The circumstances were told me by a highly representative business man, and if you investigate that I will tell all I know about it.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. Garland presented

No. 2125. Whereas, There was passed by this Council, on June 24, 1913, an ordinance known as the Tag Day Ordinance, which among other provisions prohibited tag days and personal solicitation of contributions; and

Whereas, There have been many violations of this Ordinance; now therefore, be it

Resolved, That Council request his Honor, the Mayor, to issue such instructions as are necessary to enforce strictly the provisions of the ordinance.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

The Chair presented

No. 2126.

CITY OF PITTSBURGH, PENNA.

January 3, 1921.

President and Members of Council
of the City of Pittsburgh.

Gentlemen—

Beg to request that you withdraw Bill No. 2046. An Ordinance locating a viaduct, bridge and approaches on and over Sixteenth street, etc.

During a brief study of this Ordinance with the Director of the De-

partment of Public Works and Assistant City Solicitor Thomas M. Benner, I am led to believe that this Ordinance obligates the City for the amount of the improvement contemplated (something over \$600,000.00) which will at once become a part of the City's debt. This, under all the existing circumstances is not advisable.

Would, therefore, request that the Ordinance be withdrawn by Council and would also request the privilege of discussing the matter with you

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read, received and filed.

Mr. Robertson presented

No. 2127. Resolved, That the Mayor be and he is hereby requested to return to Council, without action thereon for further consideration, Bill No. 2046, entitled, "An Ordinance locating a viaduct, bridge and approaches on and over Sixteenth street, over and across private properties and property of Pennsylvania Railroad Company and right of way of the Pittsburgh Junction Railroad Company over and across the Allegheny River, right of way of the Pittsburgh and Western Railway Company on and over Chestnut street, from Penn avenue to South Canal street; laying out and opening same as a public highway and establishing and re-establishing the grade thereon."

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned without action thereon,

Bill No. 2046. An Ordinance entitled, "An Ordinance locating a viaduct, bridge and approaches on and over Sixteenth street, over and across private properties and property of the Pennsylvania Railroad Company and right of way of the Pittsburgh Junction Railroad Company, over and across the Allegheny river, right of way of the Pittsburgh and Western Railway Company on and over Chestnut street, from Penn avenue to South Canal street; laying out and opening same as a public highway and establishing and re-establishing the grade thereon."

In Council, December 27, 1920. Rule suspended, bill read three times and finally passed.

Which was read.

Mr. Robertson moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third

times and finally passed?"

The motion did not prevail.

Mr. **Robertson** moved

That the bill be recommitted to the

Committee on Public Service and Surveys.

Which motion prevailed.

And on motion of Mr. **Robertson**,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, January 10, 1921

No. 2

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.
Monday, January 10, 1921.

Council met.

Present—Messrs.
Anderson Oliver
Dalley Robertson
English Winters
Garland Herron (President)
Henderson

The Chair stated

That the printed minutes of Council for Monday, January 3, 1921, were on the desks of the members for their approval.

Mr. Robertson moved.

That the approval of the minutes for Monday, January 3, 1921, be postponed for one week.

Which motion prevailed.

PRESENTATIONS.

Mr. Dalley presented

No. 2128. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for \$1,074.18 in payment of claim contracted for by the Department of Public Safety, without competitive bids, and charging same to Appropriation No. 1460, 1920.

Also

No. 2129. An Ordinance providing for the safe operation of trailers by street railway companies and employees within the City of Pittsburgh, im-

posing certain duties and obligations upon the motormen, conductors and couplers, and providing penalties for the violation thereof.

Which were read and referred to the Committee on Public Safety.

Mr. English presented

No. 2130. An Ordinance authorizing the employment of not more than five (5) additional Field Nurses by the Department of Public Health on account of the increased number of diphtheria and scarlet fever cases in the City, and making an appropriation to pay the cost thereof.

Which was read and referred to the Committee on Finance.

Also

No. 2131. Report of the Department of Public Health showing comparative statement of the removal and disposal of garbage and rubbish during the month of December, 1919, and the month of December, 1920.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 2132. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract between the City of Pittsburgh and the Duquesne Light Company, providing for the sale of the North Side Lighting Plant and System, fixing the terms and conditions thereof, and providing for the furnishing of light for municipal purposes by the Duquesne Light Company and setting forth the terms and conditions of the said agreement.

Also

No. 2133. An Ordinance amending Section 89, Bureau of Light, Department of Public Works, of an ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, which became a law January 2, 1920, and an amendment thereto which became a law January 3, 1921.

Also

No. 2134. An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds,

Series "A," Bond Fund Appropriation No. 214, the sum of \$15,000.00 for the payment of engineering expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2135. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the Soho Run Trunk Sewer, from Reed street to Brady street, and the construction of relief sewers on Chauncey street and Reed street; describing the same, and authorizing the setting aside of the sum of One Hundred Thirty-five Thousand (\$135,000.00) Dollars from the proceeds of Soho Run Sewer Bonds, Bond Fund Appropriation No. 216, and the sum of Forty-five Thousand (\$45,000.00) Dollars from the proceeds of Soho Run Sewer Bonds, Bond Fund Appropriation No. 109, for the payment of the cost thereof.

Also

No. 2136. An Ordinance appropriating and setting aside from the proceeds of Negley Run Sewer Bonds, Series "A," Bond Fund Appropriation No. 215, the sum of \$10,000.00, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2137. An Ordinance appropriating and setting aside from the proceeds of Public Comfort Station Bonds, Bond Fund Appropriation No. 202, the sum of \$10,000.00, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2138. An Ordinance appropriating and setting aside from the proceeds of Hazelwood Avenue Sewer Bonds, Bond Fund Appropriation No. 227, the sum of \$5,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2139. An Ordinance appropriating and setting aside from the proceeds of Street Improvement Bonds, Series "B," Bond Fund Appropriation No. 194, the sum of \$15,000.00, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2140. An Ordinance appropriating and setting aside from the proceeds of Carson Street East Improvement Bonds, Bond Fund Appropriation No. 210, the sum of \$12,000.00, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2141. An Ordinance appropriating and setting aside from the proceeds of Nine Mile Run Sewer Bonds, Series "A," Bond Fund Appropriation No. 218, the sum of \$10,000.00, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2142. Resolution authorizing the issuing of a warrant in favor of Miss Blanche Howells in the sum of \$100.00 in full settlement of all claims against the City of Pittsburgh by reason of injuries received by stepping into a hole in the street at the corner of Ellsworth and South Negley avenues, and charging same to Code Account No. 42. Contingent Fund.

Also

No. 2143. Resolution authorizing and directing the City Controller to transfer the sum of \$696.04 from Code Account No. 190 to Code Account No. 190, C, supplies and materials, Bureau of Water.

Also

No. 2144. Resolution authorizing and directing the City Controller to transfer the sum of \$5,480.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1726½, A-3, Wages, Regular Employees, Exposition Building, Bureau of City Property.

Also

No. 2145. Resolution authorizing, empowering and directing the City Controller to transfer \$64.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, and \$185.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police.

Also

No. 2146. Resolution authorizing and directing the City Controller to transfer the sum of \$2,500.00 from Code Account No. 1020, Salaries, Regular Employees, Police Magistrates, to Code Account No. 1038, Miscellaneous Services, Supervisor of City Stables.

Also

No. 2147. Resolution authorizing the Department of Assessors to grant an exoneration in favor of the Pittsburgh Association for the Im-

provement of the Poor in the sum of \$2,382.00 for taxes for the year 1920 on property owned by it in the Second Ward.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 2148. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the completion of the grandstand in Schenley Park, including appurtenances, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Robertson presented

No. 2149. Communication from John Swan, Director of the Department of Public Works, transmitting ordinances locating the Boulevard of the Allies and approach, widening Second avenue, opening the Boulevard of the Allies, and widening Bluff street.

Also

No. 2150. An Ordinance locating the Boulevard of the Allies, viaduct and approach, in the First Ward of the City of Pittsburgh, on and over Second avenue; over and across the tracks of the Pittsburgh Railways Company; over and across the tracks and the right of way of the Pennsylvania Railroad Company; and over and across private property to connect Second avenue at its intersection with Grant street, with the Boulevard of the Allies at the westerly line of Shingiss street produced; laying out and opening the same as a public highway; fixing the width and position of the roadway and sidewalk and establishing the grade thereof.

Also

No. 2151. An Ordinance widening certain portions of Second avenue, in the First Ward, between Grant street and the westerly line of Shingiss street produced, as hereinafter designated and described as portions "A," "B," and "C," and providing that the costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby.

Also

No. 2152. An Ordinance opening the Boulevard of the Allies, in the First Ward, from the westerly line of Shingiss street to the angle in the southerly line of Bluff street at Stevenson street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 2153. An Ordinance widening Bluff street, in the First Ward, from Stevenson street to Gist street, changing the name thereof to

the Boulevard of the Allies, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2154. Resolution authorizing the issuing of a warrant in favor of George M. Duffy, Clerk, for five (5) days' service rendered the Bureau of Water, at the rate of \$118.00 per month, amounting to \$19.67, and charging same to Code Account No. 1759, Salaries, Bureau of Water.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 2155. Communication from Margaret W. Verner, of the Allegheny County League of Women Voters, announcing the appointment of Mrs. Clarence Renshaw to attend the meetings of Council.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2156.

DEPARTMENT OF CITY CONTROLLER.

Pittsburgh.

January 10, 1921.

To the Council of the City of Pittsburgh.

Gentlemen—In explanation of the emergency ordinance, introduced today, providing for an appropriation of \$125,000.00 for the payment of floating debt and operating expenses of the former Township of Chartiers, and resolution authorizing the payment of certain bills and claims against the former Township of Chartiers, amounting to \$53,805.83, I beg to call your attention to the budget transmitted to your body by the Mayor showing the purposes to which the \$125,000.00 appropriation is to be applied.

The item of floating debt in the Mayor's communication, amounting to \$63,333.05, is made up as follows:

Sundry bills owing by the former Township of Chartiers as reported to City Council under date of January 1, 1921, by Daniel S. Ramsay, President of Board of Commissioners of said Township\$13,636 19

Bill of John Vogt, Prothonotary, dated January 1, 1921, transmitted to Council at the conference on Thursday, January 13, 1921..... 132 00

Interest on J. B. Reed & Co.'s contract from December 2, 1920, to January 13, 1921 37 64

Notes due West End Savings Bank and Trust Company, reported to City Council under date of December 30, 1920, by W. S. Gilmore, Secretary, Board of Commissioners, Chartiers Township..... 40,000 00

Contract balance J B Reed & Co., payment of which is authorized in resolution now pending 5,377 22

Interest at 5 per cent on \$71,000.00 Bonded Debt, 1921. 3,550 00

Estimated amount due Duquesne Light Company for street lighting for month of December, 1920 600 00

Very respectfully,
E. S. MORROW,
City Controller.

Also

No. 2157. Communication from R. T. Pearson Company offering the Schlein property on East street for \$15,000.00 for playground purposes.

Which were read and referred to the Committee on Finance.

Also

No. 2158 Remonstrance of property owners against the vacation of a portion of Wapello street, 27th Ward, at its intersection with Goe avenue.

Which was read and referred to the Committee on Public Service and surveys.

Also

No. 2159.

IN THE COURT OF QUARTER
SESSIONS OF ALLEGHENY
COUNTY, PENN'A.

In the matter of the Annexation of a part of Chartiers Township to the City of Pittsburgh, Allegheny County, Pennsylvania.

No. 31 September Sessions 1920.
(Miscellaneous Docket)
FINAL DECREE.

And now, to wit: December 17th, 1920, it appearing that in pursuance of an Order of this Court made on the 9th day of November, 1920, authorizing and directing that a special election be held by the qualified electors of a part of the Township of Chartiers, Allegheny County, Pa., to determine the will of the people upon the question of the annexation of that part of the Township of Chartiers mentioned and described in the original petition as filed, to the City of Pittsburgh, an election was duly held on the 14th day of December, 1920, after due and timely notice thereof to the voters of that

part of the said Township as mentioned in accordance with the said order of this Court under date of November 9, 1920, proofs of the posting of the said notices and proofs of the publication having been filed in this Court at the above number and term and it further appearing from the return of the said election duly certified to this Court as required by law which return is filed, among the records of these proceedings, that eight hundred fifteen (815) votes were cast at said special election in favor of the proposed annexation and four hundred forty-eight (448) votes against said proposed annexation and that the majority of votes cast in favor of said annexation was three hundred sixty-seven (367).

Now, therefore, on motion of James Francis Burke and Chauncey Lobinger, attorneys for said petitioners, it is further adjudged and decreed that after the first Monday of January, 1921, the territory embraced in that portion of Chartiers Township, described and mentioned in the original petition filed herein, shall be annexed to and become and be a part of the City of Pittsburgh, Pa., in conformity with the provisions of the Act of the General Assembly of the Commonwealth of Pennsylvania, approved April 28, 1903, and its supplements and amendments and that the citizens and residents of the said part of the said Township of Chartiers shall enjoy and exercise the full rights and privileges of residents and citizens in the City of Pittsburgh and it is further ordered and decreed that the County of Allegheny shall pay all record costs as well as the costs of advertising said election in the Pittsburgh Legal Journal and in the Pittsburgh Dispatch as directed by this Court amounting to \$20.55.

BY THE COURT.

(SEE AMENDED DECREE)

AMENDMENT TO FINAL DECREE.

And now, to-wit: January 7th, 1921, upon consideration and upon motion of counsel for petitioners in the above proceedings the final order entered by this Court on December 17, 1920, is modified and amended, placing the costs of these proceedings, including both the record costs and the costs of advertising upon the petitioners set out and named in the said proceedings.

(Seal)

BY THE COURT.

From the Record.

Attest: John Douglas, Jr.

Clerk of Courts.

Which was read, received and filed.

Also

NO. 2160.

January 10th, 1921.

President and Members of Council of the City of Pittsburgh.

Gentlemen—In answer to the Garland motion and the Dailey resolution of January 3rd, which have been re-

ceived in my office, both hearing of the resignation of City Solicitor Charles A. O'Brien.

Beg to say that I do not desire to ignore Council's request, but thought the incident was closed when the Solicitor resigned and made a statement to the public, and I accepted the resignation, also making a brief statement.

I do not feel like saying anything further about it, and have no objection to Mr. O'Brien making any further statement that he may desire.

Very respectfully yours,
E. V. BABCOCK,
Mayor.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

NO. 2161.

January 10, 1921.

President and Members of Council of the City of Pittsburgh.

Gentlemen—Beg to officially advise that I have today received the resignation of Charles B. Prichard, Esq., from the position of Director of the Department of Public Safety, effective at the termination of this day.

Director Prichard's resignation follows:

CITY OF PITTSBURGH,
DEPARTMENT OF PUBLIC SAFETY.

January 10th, 1921.

Hon. E. V. Babcock, Mayor, City of Pittsburgh.

Dear Sir—I hereby tender my resignation as Director of the Department of Public Safety of the City of Pittsburgh, effective this day, January 10th, 1921.

As you know, I accepted the position in the first instance with the greatest reluctance. The duties thereof were not sufficiently in line with my chosen profession and life work. You also know that I have remained in the office for the past three years with the same reluctance, due to the same cause. I have worked as hard and conscientiously as I could during that time and have done my best to justify your confidence when you tendered me the appointment and insisted upon my accepting the same. I have always kept foremost in mind that the administration of this office was a sacred public trust, and have endeavored to the limit of my ability to carry out your policies on that basis.

I cannot express too strongly my appreciation of your expression of continued confidence indicated by the tender to me of the position of City Solicitor, a position strictly in line with my profession. If confirmed, I assure you that I will work just as hard and con-

scientiously as I have tried to work in the Department of Public Safety, and with the same feeling of responsibility to the public in carrying out your policies in that office.

The experience and knowledge which I have gained in this Department, and as much of my time as may be necessary to that end, will always be at the disposal of yourself and my successor in this office, whoever he may be.

With assurances of my great personal regard and esteem, I am,

Yours very truly,
(Signed) CHAS. B. PRICHARD,
Director.

I shall respect Director Prichard's desire to retire, and, with great reluctance, accept his resignation.

Very respectfully yours,
E. V. BABCOCK,
Mayor.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

NO. 2162.

January 10, 1921.

President and Members of Council of the City of Pittsburgh.

Gentlemen—I hereby nominate and appoint Charles B. Prichard, Esq., for the position of City Solicitor, made vacant by the resignation of Charles A. O'Brien, Esq.

I do this for a number of reasons, among which may be mentioned:

Mr. Prichard has been with us over three years. You know him at least for that period, if not longer, and, knowing him, you must agree with me that he is a man of integrity, ability and courage to do what he knows to be right.

It would be idle and unnecessary in me to indicate to you his fitness for the position for which I have nominated him.

Reluctantly he accepted the position of Director of the Public Safety when I assumed the position of Mayor, and I believe it is only fair, not only for you but for me, to give him the opportunity to get back to his chosen profession, which he left at my request and with your approval three years ago.

I commend him for your favorable consideration as City Solicitor.

Very respectfully yours,
E. V. BABCOCK,
Mayor.

Which was read.

Mr. Winters moved

That the communication be received and filed, and the nomination of Mr. Charles B. Prichard, as City Solicitor, be confirmed.

Mr. Dailey moved

That action on the confirmation of the nomination of Mr. Prichard as City Solicitor be delayed for one week.

Mr. Winters arose and said:

Mr. President, I have no objection to delaying ratification or action on Mr. Prichard's name, but I think it would be well to give some reason for such action. There has been a vacancy in the Law Department for two weeks. This is one of the most important branches of the city government, and that vacancy ought to be filled without further delay. It was known to the Council and the City generally that Mr. Prichard's name would be submitted to Council. His name has been before us for at least a week. I am in favor of holding it over if there is any substantial reason given for it, but in the absence of any substantial reason I think it is the duty of the Council to fill this position and allow the business of the office to be conducted in a proper manner with a person at the head who would be held responsible for the conduct of the office.

Mr. Dailey arose and said:

Mr. President, last week Council received a communication from His Honor, the Mayor, in which he stated that Mr. Prichard's nomination for the position of City Solicitor would not be submitted to Council until his law firm had withdrawn from law suits in which the City was involved. Today the Mayor submits Mr. Prichard's name to Council without advising the Council whether Mr. Prichard has withdrawn from the cases in which the city is involved. That is my reason for withholding action on the confirmation of the nomination of Mr. Prichard as City Solicitor.

Mr. English arose and said:

Mr. President, the gentleman who just spoke has the right idea. I agree with him that before we vote on Mr. Prichard we should know whether he has withdrawn from the cases in which the city is involved. It seems to me this courtesy is due Mr. Prichard. If he is going ahead and withdrawing his connection from these suits and transferring them to some other lawyers, we should be so advised. On the other hand, if he is going to secure the position, we should find out what he proposes to do about these law cases. By holding up his appointment, it should be understood that we do it because we expect him to transfer his connection with these cases to some other law firm and our action is contingent upon this. However, this is immaterial as far as I am concerned. Before I shall give my vote, I want to quiz the Director on his views regarding the affairs of the Pittsburgh Railways Company. I do not hesitate to say that if he does not seem to be in accord with a vigorous prosecution of the matters against the Receivers and the Pittsburgh Railways Company, in particular, I could not see

my way clear to vote for him. If one member has objection to acting on the confirmation today, and my own personal objection is to find out his attitude on street car matters, I think it would be well to defer this until next week.

Mr. Winters arose and said:

Mr. President, I might add in passing, that Mr. Prichard is satisfactory to me. Instead of postponing action for one week, I would suggest that Mr. Prichard be sent for now and Council ask him the questions on the matters which were brought up here today. Mr. Prichard's name was not sent to Council last week, because he wanted an opportunity to dispose of the lawsuits Mr. Dailey calls attention to. We are going to assume that he will not be sworn into office until he has disposed of the cases in which the city is involved. He told Council a week ago he would not take the position until these cases were transferred into the hands of another law firm.

I would also like to ask Mr. Prichard a few questions if he were present. I would like to know what his attitude is toward collecting money due the city from the Pittsburgh Railways Company, and I would suggest that he be sent for at this time.

And the question recurring on the motion, That the confirmation of the nomination of Mr. Prichard as City Solicitor be delayed for one week.

The motion prevailed.

Also

NO. 2163.

January 10, 1921.

President and Members of Council of the City of Pittsburgh.

Gentlemen—I hereby nominate and appoint Robert J. Alderdice for the position of Director of the Department of Public Safety.

I believe now and always have believed that the most important function of the City Government is to assure a safe, clean, decent, moral City for the people of Pittsburgh to live in. The Department of Public Safety has almost wholly to do with this function.

In taking office three years ago I stated:

"Every man, woman and child in the City of Pittsburgh is affected by the activities of this Department, because it has to do with what the municipality provides in protecting the lives and property of its citizens. There will be no backward step taken by the City of Pittsburgh on moral grounds during my administration. Houses of prostitution will positively not be allowed to open or exist. Public gambling, one-man clubs and slot machines will have the attention of the administration and the laws provided for their suppression will be enforced. The highest degree of efficiency in this important branch of the city service will be aimed at and

strict discipline of members of the Police and Fire Department demanded."

In that utterance I meant what I said. I have lived up to that pledge and expect to do so.

The two men in the Department of Public Safety who stand out conspicuously in carrying out the above pledge and making and keeping Pittsburgh a safe, clean, moral city, are Director Prichard and Superintendent Alderdice. Mr. Prichard desires to retire from the Department, and, as you know, I have named him for your consideration to fill the important position of City Solicitor.

In nominating and presenting to you the name of Robert J. Alderdice, in my judgment, I have presented the man best fitted to be responsible for the lives, the property and the morals of the citizens of the City of Pittsburgh.

I commend him for your favorable consideration.

Very respectfully yours,

E. V. BABCOCK,
Mayor.

Which was read.

Mr. Winters moved

That the communication be received and filed, and the nomination of Mr. Robert J. Alderdice, as Director of the Department of Public Safety, be confirmed.

Mr. Garland moved

That action on the confirmation of the nomination of Mr. Alderdice be delayed for one week.

Mr. Winters arose and said:

Mr. President, I would like to ask the gentleman's reason?

The Chair:

Does the gentleman care to be interrogated?

Mr. Garland said:

Mr. President, do I have to give a reason?

The Chair:

No, sir; you do not.

Mr. Garland said:

No reason.

Mr. Winters arose and said:

Mr. President, the gentleman is not required to give a reason. If he has a good reason I don't see any reason why he should not give it. Who is going to be the Director of the Department of Public Safety? That question has been answered. If these departments are to be operated and if we have the name of the persons selected by the Mayor to fill the positions, we should either confirm or reject the names. I can see no use attempting to make a political trading post of the place or bat them around in a political arena. The positions are vacant and should be filled, and Council could act on the appointments today as well as at any other time, as both names submitted today

are men who have been in the city service for three years of this administration, and should be well known to all the members of Council.

And the question recurring on the motion, That action on the confirmation of the nomination of Mr. Alderdice be delayed for one week.

Mr. English demanded a call of ayes and noes, and the demand having been sustained, the ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
Garland
Oliver

Robertson.
Herron (President).

Noes—Messrs.

Anderson
English

Henderson
Winters.

Ayes—5

Noes—4.

The motion prevailed.

Also

No. 2164.

MAYOR'S OFFICE

Pittsburgh, January 10, 1921.

President and Members of the Council of the City of Pittsburgh, Penna.

Gentlemen:

For your consideration, beg to attach hereto a supplementary budget for Chartiers Township for the year 1921, amounting to \$122,000.00. This is the estimated amount required to take care of the existing claims against the township and provide for extension of needed city facilities.

Also transmit herewith an ordinance, making an emergency appropriation in the sum of \$125,000.00 for the payment of floating debt and operating expenses of the former township, and a resolution authorizing the payment of certain bills and claims against the former Township of Chartiers, amounting to \$53,805.83.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Also

No. 2165.

Pittsburgh, January 10, 1921.

To the Honorable, the Council of the City of Pittsburgh.

Gentlemen:

Whereas, the annexation of the former Township of Chartiers to the City of Pittsburgh has necessitated the provision of funds to meet the floating indebtedness of said territory, now due and unpaid, as well as to provide for the expenses of operation for the present fiscal year; and

Whereas, there is no existing appropriation from which these extraordinary expenses can be paid;

Now, therefore, Pursuant to the terms and provisions of Section 13 of the Act of May 31, 1911, relating to appropriations, we, the undersigned, the Mayor

and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of One Hundred and Twenty-five Thousand Dollars (\$125,000.00) to meet the same, or so much thereof as may be necessary.

E. V. BABCOCK,
Mayor.
E. S. MORROW,
Controller.

Also

No. 2166. Budget for Chartiers Township (recently annexed to the City) for the year 1921.

Also

No. 2167. An Ordinance making an emergency appropriation in the sum of \$125,000.00 for the payment of floating debt and operating expenses of the former Township of Chartiers.

Also

No. 2168. Resolution authorizing the issuing of warrants in payment of debts of the former Township of Chartiers, annexed to the City of Pittsburgh, January 3, 1921, for the amounts in favor of the payees as listed, and charging same to Appropriation No. 50, Special Appropriation for the former Township of Chartiers:

Mrs. G. Kimberly, \$8.00; R. S. Chess, \$650.00; D. S. Ramsay, \$15.00; N. S. Overholt, \$15.00; H. D. Dundas, \$15.00; A. B. Scott, \$15.00; T. D. Killeen, \$15.00; C. O. Brant, \$15.00; P. J. Kennane, \$15.00; Geo. Nelson, \$77.50; F. Lewis, \$67.50; J. J. Howley, \$67.50; S. Wynne, \$67.50; M. Crow, \$72.50; M. Duke, \$205.50; W. B. Reese, \$200.00; J. Reilly, \$145.00; G. H. Spence, \$13.75; W. Beelor, \$7.50; Obey Coal Co., \$96.00; C. H. Long, \$30.00; W. Beelor, \$20.00; J. J. Strutzinger, \$20.00; F. Strutzinger, \$20.00; Andrews & Southard, \$339.50; R. C. Rowley, \$52.64; Equitable Gas Co., \$73.00; G. E. Hoskinson, \$3.50; Houston Brothers Co., \$130.20; H. C. Trust, \$25.00; Pittsburgh Water Heater Co., \$125.00; D. Cassley, \$27.63; W. J. Quinn, \$24.00; W. S. Coe, \$2,315.56; W. S. Gilmore, \$657.50; John Toe, \$35.00; F. Algeo, \$58.50; H. H. Hanna, \$2,000.00; Huttlermaier & Craig, \$24.00; Kaufmann Department Stores, Inc., \$50.00; James T. Fox Co., \$547.00; Duquesne Slag Products Co., \$123.00; Wm. Kossler Sons, \$77.50; Diebold Lumber Co., \$2,647.93; W. S. Coe, \$115.95; Prosser Construction Co., \$242.88; Duquesne Light Co., \$1,107.21; A. R. Foster, \$742.44; K. L. Roberts, \$75.00; Donner Printing Co., \$143.00; John Vogt, Prothonotary, \$132.00; J. B. Reed & Co., interest on contract from December 2, 1920, to January 13, 1921, \$37.64; West End Savings Bank and Trust Co., \$40,000.00 on notes, payable \$2,500.00 January 7, 1921; \$2,500.00 January 10, 1921; \$5,000.00 March 8, 1921; \$25,000.00 March 15, 1921, and \$5,000.00 April 2, 1921; a total of \$53,805.83.

Also

No. 2169. Communications from the Directors of the Department of Public Health and Department of Public Safety, the Superintendent of the Bu-

reau of Police and the Chief Engineer of the Bureau of Fire, relative to work to be done on account of the annexation of Chartiers Township to the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2170. Report of the Committee on Finance for January 4, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2099. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of one automobile for the Director of the Department of Supplies."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2106. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a bridge on Cassina way over Nine Mile Run, and providing for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2100. Resolution authorizing the issuing of a warrant in favor of Mrs. H. W. Weightman in the sum of \$100.00, being in full settlement of all claims and damages against the City on account of injuries received by stepping off a street car into a hole at Fifth avenue, Neville street, and charging the same to Code Account No. 42 (Contingent Fund).

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of the Council in the affirmative, the resolution passed finally.

Also

Bill No. 2107. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to C. F. Holdship on account of charge for water, in the sum of \$52.33, being 50 per cent. of the excess over what the flat rate would have been, on property at 5177-79 Board street, 10th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Garland also presented

No. 2171. Report of the Committee on Finance for January 6th, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also

Bill No. 1344. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with the Liberty Refining Company for a certain portion of the Lawrenceville Wharf, on the southeast corner of Water street and Forty-first street, in the Ninth Ward, Pittsburgh, and fixing the term and rentals thereof."

In Finance Committee, January 6, 1921. Read and amended in Section 2 by striking out "\$1200.00" and by inserting in lieu thereof "\$900.00" and by inserting in blank space "\$1800.00", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Coun-

cil being in the affirmative, the bill passed finally.

Also

Bill No. 1346. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with the Jones and Laughlin Steel Company for a certain portion of Water street, between Twenty-fifth and Twenty-sixth streets, Sixteenth Ward, Pittsburgh, and fixing the term and rentals thereof."

In Finance Committee, January 6, 1921. Read and amended in Section 1 by striking out paragraphs 1 and 2 and by inserting new paragraphs in lieu thereof; in Section 2, by striking out "\$3,395.00" and by inserting in lieu thereof "\$3,020.00" and by inserting in blank space "\$6,040.00", and by striking out the entire section 4 and by inserting in lieu thereof a new section 4, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2103. Whereas, the Township Commissioners of Chartiers Township, Allegheny County, Pennsylvania, by Resolution duly enacted at a special meeting of its Board, duly convened on the 30th of December, 1920, have certified to the City of Pittsburgh that the said Chartiers Township is indebted, and that there is due and payable without any defense thereto, to the J. B. Reed Company, the sum of \$5377.22, with interest at 6 per cent. per

annum from December 2nd, 1920, upon a contract for the grading, paving and curbing of Lakewood avenue, from the line of the City of Pittsburgh to Oak street, and that on said December 30th, 1920, the Township did not have in its Treasury any money with which to pay said indebtedness, a certified copy of such Resolution being hereto attached and made part hereof; and

Whereas, the improvement of Lakewood avenue has been completed and no collections have been made thereon, the estimated cost thereof being \$18,000.00, and the actual cost \$15,364.86, upon which the amount of \$9987.64 has been paid; and

Whereas, said Chartiers Township is now a part of the City of Pittsburgh, which is liable for the payment of said contract; be it, therefore,

Resolved, Upon the collection from the property owners affected by the improvement, of the balance due said J. B. Reed Company, the proper authorities of the City of Pittsburgh, upon receiving a proper receipt, are hereby authorized to pay the said J. B. Reed Company, the said sum of \$5377.22 with interest thereon at 6 per cent. per annum from December 2nd, 1920.

In Finance Committee, January 4, 1921, Read and amended by striking out the entire section beginning with the words, "Be it Therefore Resolved," and by inserting in lieu thereof the following: "And Whereas, the claim of the J. B. Reed Company, for grading, paving and curbing of Lakewood avenue, in former Chartiers Township is an immediate liability and constitutes an emergency; therefore, be it

Resolved, That the Mayor be authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the J. B. Reed Company in the sum of \$5,377.22, with interest thereon at 6 per cent. per annum from December 2nd, 1920, to be paid from an emergency appropriation," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

That further action on the resolution be postponed until the special meeting on Thursday, January 13th, 1921.

Which motion prevailed.

Mr. Robertson presented

No. 2172. Report of the Committee on Public Works for January 4th, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1602. An Ordinance entitled, "An Ordinance authorizing an Agreement between the City of Pittsburgh and the Borough of Edgewood, providing for a sewer connection for the City of Pittsburgh to the Sanitary Outlet Sewer of the Borough of Edgewood, in accordance with plans on file in the Bureau of Engineering, Department of Public Works, Accession No. D-3071-3072, and providing for the terms and conditions thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1912. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 37 feet, paving and curbing of Mackinaw avenue, from Saranac avenue to Wenzel way, and the construction of a storm sewer for the drainage thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1913. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Saranac avenue, from West Liberty avenue to Palm Beach avenue at its northerly terminus, and the construction of a storm sewer for the drainage thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 1914. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Shiras avenue, from Palm Beach avenue to Candace street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and

final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Oliver presented

No. 2173. Report of the Committee on Public Service and Surveys for January 4, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2105. Resolution instructing the Department of Public Safety, through its traffic squad, and the Transit Commission, to make investigation and study the existing operating conditions caused by rerouting cars of the Pittsburgh Railways Company on Fourth avenue and Ross street, and to report the same to Council within sixty days.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 2174. Report of the Committee on Public Safety for January

4th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2095. Resolution authorizing the issuing of a warrant in favor of John H. Webster for the sum of \$92.00, for overtime services rendered as a laborer in the Bureau of Fire during the interim November 16th to December 31st, 1920, inclusive, and charging the same to Code Account No. 1462, Item A-3, Wages, Regular Employees, Bureau of Fire, Department of Public Safety, Appropriation for the year 1920.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. English presented

No. 2175. Resolved, That, in view of the recent decline in prices of materials, etc., the Council requests the Mayor to notify the Receivers of the Pittsburgh Railways Company that the City of Pittsburgh expects the Receivers to keep an accurate account of these savings and expects them to begin paying out of this account some of the City's claims against the Railways Company.

Which was read.

Mr. English moved

The adoption of the resolution.

Mr. Oliver moved

To amend by referring the resolution to the Committee on Finance.

Mr. English arose and said:

Mr. President, I don't think it is necessary to refer such a resolution to the Committee on Finance. The gentlemen of Council will recall that the Receivers presented last April a budget showing proposed expenditures of something like \$20,000,000.00. Since that time we know there is a decline in the price of material, supplies, etc., and now is the time to notify the Receivers that we know this. We know that im-

provements costing \$100,000.00 at the time this budget was submitted to the United States Court last April can be done for \$80,000.00 at present day prices. For this reason the city authorities should ask the Receivers to apply those savings to the payment of some of the city's claims against the Railways Company for street cleaning and repairs. I shall expect a rollcall on this resolution.

Mr. Dalley arose and said:

Mr. President, I was in the office of C. K. Robinson, Special Assistant City Solicitor, and he suggested that we give him a hearing on street car matters on Wednesday afternoon at 2:00 o'clock. I suggest that his request be granted and that the Mayor be invited to attend this hearing, at which time the matters involved in this resolution can be discussed.

Mr. Winters arose and said:

Mr. President, I see no reason for holding this resolution over. It does not effect our claims against the Railways Company. It is an indication on the part of Council that we are doing everything in our power to at least get from the Pittsburgh Railways Company all or some of the money which they owe the city. It means that Council is on the job and on account of the decline in the price of commodities the city expects the company to pay some of the city's claims as a result of those savings. It involves nothing on our part; it is merely an expression, and means nothing unless they see fit to take it as such and follow it out.

Mr. Garland arose and said:

Mr. President, how does the resolution read?

(The resolution was read again.)

Mr. President, I don't think it is complete as it stands. "ETC." means a lot or nothing. In Detroit, Cleveland and other places the wages of the employees of the railways companies have been decreased. If this goes to committee it can be clarified. I take it that etc. means materials, supplies, labor and other operating charges. The resolution is not strong enough. It should be referred to committee for amendment.

Mr. Winters arose and said:

Mr. President, it can be amended right now.

Mr. Garland said:

It could be. I think it is always well to refer resolutions to committee unless they relate to matters which the members of Council distinctly know about. We should make the resolution stronger. I think it is the groundwork of a request to go to the Railways Company.

Mr. English arose and said:

Mr. President, I have no objection to voting for the strongest possible resolution addressed to the Receivers of the Pittsburgh Railways Company or the United States Court which will help us force payment of the city's

claims against this Company; but I would like to get this one resolution through without any amendments. If any other member has any other kind of a resolution let him put it up and I will vote for it; but this particular one I would like to see passed unanimously. I hope no amendments will be permitted or allowed. Either vote for the resolution as it stands or vote it down.

This is a simple resolution showing good business judgment on the part of the Council that we expect the Receivers to do what is right by the city.

I don't propose to drag in the labor question. The Council should not be used as a vehicle for settling labor disputes; and for this reason I don't want my resolution changed. If any of the other members of Council desire to present resolutions, let mine lay over until I vote for their proposed resolutions. Then you can take up my resolution.

As regards the hearing we expect to have with Mr. Robinson, you all know that I have never denied him a hearing, and I don't intend to do so now. I contend that Mr. Robinson's views have nothing whatever to do with this matter and should not influence us in the passage of a resolution of this kind. Anything he could say on this subject would not change the purpose of the resolution, which is an endeavor to point a way to the Receivers where they can get some money for the city. We certainly do not need any attorney to give us advice on this question.

I hope all the members of Council will vote for my resolution as it stands. Don't refer it to committee or amend it. Either vote for it or vote against it.

Mr. Garland arose and said:

Mr. President, this resolution reads, "In view of the recent decline in prices of materials, etc." Etcetera is a general term. It is not explicit enough.

I read in the Cleveland papers that President Stanley of the Cleveland Railways Company agreed to reduce his own salary and also reduced the wages of the employees of the company, excepting the men operating the cars, who will be reduced May 1st. when a new wage scale is to be put into effect. This is done to reduce operating expenses. I don't know whether it is worth while to include all these things in the resolution. The gentleman objects to including the word "labor." I don't think it is worth bothering about, but etcetera certainly means supplies, wages and other operating expenses. Isn't that right?

Mr. English said:

Yes; etcetera includes everything.

And the question recurring on the motion to amend by referring to the Committee on Finance.

The motion did not prevail.

And the question recurring on the original motion to adopt the resolution.

Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver,
English	Robertson
Garland	Winters
Henderson	

Noes—Messrs.

Dailey Herron (President)

Ayes—7.

Noes—2.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

No. 2176. Whereas, the City of Pittsburgh is paying one of the highest rates of street car fares in the United States; and

Whereas, up to date the Council has not been able to obtain many victories before the Public Service Commission, the local courts, or the United States Court; and

Whereas, the City of Pittsburgh has recently suffered from an increase in street car fare; therefore, be it

Resolved, That the Council of the City of Pittsburgh, after a conference with the Mayor and the Special Assistant City Solicitor, adopt a policy of endeavoring to unite with the Council and the Mayor of the City of Philadelphia in a joint appeal to the Legislature of Pennsylvania (which is now in session) for the purpose of endeavoring to get justice for the people of the two largest cities in the State, in the important matter of street car transportation.

Which was read.

Mr. English moved

The adoption of the resolution.

Mr. Garland moved

To amend the motion by referring the resolution to the Committee on Finance.

Mr. English arose and said:

Mr. President, let me interpret this resolution. It is simply a notice that we intend to adopt a vigorous policy against the Pittsburgh Railways Company.

Mr. Garland said:

With Philadelphia?

Mr. English:

No; if you don't adopt this in conference you will not join with Philadelphia. My point, Mr. President, is simply this: We have not gotten anywhere in our fight against the Pittsburgh Railways Company. We have been rebuffed before the Public Service Commission and we get no action from Sixth avenue. We have been before the United States Court and have been rebuffed time after time. The Receivers are paying off the interest on the bonds of the company and are paying rentals and all other claims of the company,

except the claims of the city. We should show a solid front and get into this case right. If we can make joint cause with Philadelphia, rouse public opinion and get the Legislature of Pennsylvania interested, it might move Judge Orr and hurry the Sixth avenue people in coming across with their reorganization plan, and it might cause the Public Service Commission to grant the city some justice in the cases pending before the commission.

It is a resolution of great potentiality. You cannot do anything until after you have a conference, which should be held within the next day or two. You don't have to adopt that policy. It is merely serving notice on the company that the City intends to make a determined stand for the people. I think it is a mistake to refer it to committee.

Mr. Garland arose and said:

Mr. President, the only reason for referring it to committee is this: If you pass it finally today it will be blazed around that it is our policy and it will go to the Legislature. I am not satisfied that we should go to the Legislature. We are a creature of the State just as much as the Legislature, and the Legislature has no jurisdiction outside the Public Service Commission. There is no reason in this and the resolution should not pass Council as it is. It is all right for the mover of the motion to think that it might work out. The Legislature will say that the Public Service Commission has jurisdiction over the matters referred to. I would not like to see it passed for that reason. If the members of the Legislature attend to their business, we will attend to ours. It has great potentialities and we can bring it back here, but it should have some thought first.

Mr. Oliver arose and said:

Mr. President, I think Mr. English has the cart before the horse. He is presenting a resolution that does not become effective until after the conference is held, when a decision will be reached as to the course of action to be taken. The conference should be held first.

And the question recurring on the motion to amend by referring the resolution to the Committee on Finance, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
Garland	Herron (President)
Oliver	

Noes—Messrs.

Anderson	Henderson
English	Winters

Ayes—5.

Noes—4.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Garland presented

No. 2177. Whereas, the time for paying taxes and receiving the discount expires on January 31, 1921; and

Whereas, owing to the delay in fixing the millage and making up of the tax statements, the time for collecting the taxes has been delayed until February 1st, 1921; therefore, be it

Resolved, That the City Treasurer is hereby authorized and directed to extend the time for paying taxes and receiving the benefit of the 2 per cent. discount up to and including February 28th, 1921.

Which was read and referred to the Committee on Finance.

Also

No. 1278. Resolution authorizing the City Controller to transfer the sum of \$1725.00 from Code Account No. 42, Contingent Fund, to Code Account

No. 1768, A-1, Salaries. Regular Employees, Bureau of Light.

Which was read and referred to the Committee on Finance.

Mr. Dalley moved

That the Clerk be instructed to notify Mrs. Clarence Renshaw, of the Allegheny County League of Women Voters, of all Council and committee meetings.

Which motion prevailed.

Mr. Garland moved

That Mrs. Renshaw's name be placed on the mailing list to receive copies of the Council Files and Municipal Record.

Which motion prevailed.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Thursday, January 13, 1921

No. 3

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Thursday, January 13th, 1921.
Pittsburgh, Pa.,

Council met pursuant to the following call:

Pittsburgh, January 11th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir—Please call a special meeting of Council for Thursday, January 13th, 1921, at 3:30 o'clock p. m., for the purpose of considering the Report of the Finance Committee and such other business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON,
President.

Which was read, received and filed.
Present—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Robertson
Garland	Winters

Absent—Mr.

Herron (President)

Mr. Garland moved

That, in the absence of President Herron, Mr. Robertson be elected President pro tem.

Which motion prevailed.

And Mr. Robertson took the Chair.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 2179. Report of the Committee on Finance for January 11th, 1921, transmitting sundry papers to Council.

Which was read, received and filed.

Mr. Garland moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions, when returned from committee, shall be printed and a copy of each mailed to the members of Council at least 48 hours previous to a meeting of Council.

Which motion prevailed.

Also

Bill No. 2165.

City of Pittsburgh, Pennsylvania,
January 10th, 1921.

To the Honorable, the Council of the City of Pittsburgh.

Gentlemen—Whereas, the annexation of the former Township of Chartiers to the City of Pittsburgh has necessitated the provision of funds to meet the floating indebtedness of said territory, now due and unpaid, as well as to provide for the expenses of operation for the present fiscal year; and

Whereas, There is no existing appropriation from which these extraordinary expenses can be paid; Now, therefore, pursuant to the terms and provisions of Section 13 of the Act of May 31, 1911, relating to appropriations, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of One hundred and twenty-five thousand dollars (\$125,000.00) to meet the same, or so much thereof as may be necessary.

E. V. BABCOCK,
Mayor.

E. S. MORROW,
Controller.

In Finance Committee, January 11, 1921, Read and referred to Council to be placed in Record.

Which was read, received and filed, and ordered printed in full in the Record.

Also, with an affirmative recommendation, Bill No. 2167. An Ordinance entitled "An Ordinance making an emergency appropriation in the sum of \$125,000.00 for the payment of floating debt and operating expenses of the former Township of Chartiers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Robertson
	(President pro tem.)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2168.

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in payment of debts of the former Township of Chartiers, annexed to the City of Pittsburgh January 3, 1921, for the amounts and in favor of the payees as listed, and charge same to Appropriation No. 50, special appropriation for the former Township of Chartiers:

Mrs. C. Kimberly, \$8.00; R. S. Chess, \$650.00; D. S. Ramsay, \$15.00; N. S. Overholt, \$15.00; H. D. Dundas, \$15.00; A. B. Scott, \$15.00; T. D. Killeen, \$15.00; C. O. Brant, \$15.00; P. J. Kennane, \$15.00; Geo. Nelson, \$77.50; F. Lewis, \$67.50; J. J. Howley, \$67.50; S. Wynne, \$67.50; M. Crow, \$72.50; M. Duke, \$235.50; W. B. Reese, \$200.00; J. Reilly, \$145.00; C. H. Spence, \$13.75; W. Beelor, \$7.50; Obey Coal Co., \$96.00; C. H. Long, \$30.00; W. Beelor, \$20.00; J. J. Strutzinger, \$20.00; F. Strutzinger, \$20.00; Andrews & Southard, \$339.50; R. C. Rowley, \$52.64; Equitable Gas Co., \$73.00; G. E. Hoskinson, \$3.50; Houston Brothers Co., \$130.20; H. C. Trust, \$25.00; Pittsburgh Water Heater Co., \$125.00; D. Cassley, \$27.63; W. J. Quinn, \$24.00; W. S. Coe, \$2,315.56; W. S. Gilmore, \$657.50; John Tee, \$35.00; F. Algeo, \$58.50; H. H. Hannan, \$2,000.00; Huttelmaier & Craig, \$24.00; Kaufmann Dept. Stores, Inc.,

\$50.00; James T. Fox Co., \$547.00; Duquesne Slag Products Co., \$123.00; Wm. Kossler Sons, \$77.50; Diebold Lumber Co., \$2,647.93; W. S. Coe, \$115.95; Prosser Construction Co., \$242.88; Duquesne Light Co., \$1,107.21; A. R. Foster, \$742.44; K. L. Roberts, \$75.00; Dornier Printing Co., \$143.00; John Vogt, Prothonotary, \$132.00; J. B. Reed & Co., interest on contract from December 2, 1920, to January 13, 1921, \$37.64; West End Savings Bank and Trust Co., \$40,000.00 on notes, payable \$2,500.00 January 7, 1921; \$2,500.00 January 10, 1921; \$5,000.00 March 8, 1921; \$25,000.00 March 15, 1921, and \$5,000.00 April 2, 1921; a total of \$53,805.83.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Robertson
	(President pro tem.)

Ayes—S.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2177. Resolution authorizing and directing the City Treasurer to extend the time for paying taxes and receiving the benefit of the 2 per cent. discount up to and including February 28th, 1921.

In Finance Committee, January 11th, 1921, read and amended by striking out "28th" and by inserting in lieu thereof "15th", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the resolution was read a second time.

Mr. English arose and said:

Mr. President, I am compelled to vote NO on Bill No. 2177, Resolution extending the time for receiving discount on the payment of city taxes. I

am in hearty sympathy with the purpose of the resolution. This is merely to allow the people of Pittsburgh to take advantage of receiving a discount on payment of their taxes, which has been delayed by the officers of the city whose duty it was to have the tax books ready January 1st. It is a very unfortunate circumstance. My opinion is that Council should bring to task any city official who was tardy in attending to take care of this matter.

As I said in committee, it is clearly illegal to pass any ordinance or resolution in violation of the Act of Assembly of the State of Pennsylvania. We all know that year after year we have been passing similar resolutions in Council. The only way to bring the people of Pittsburgh to a realization that the proper officers of Pittsburgh are not attending to their business is to show up their shortcomings and errors and to place the responsibility upon those who commit the misdeeds. The city has no right to extend the discount period. The city might, on the other hand, collect from the bondsmen of the men who were responsible for holding up the collection of taxes beyond January 1st. My own personal opinion is that the people should not lose the discount. During the period provided by law for this discount the taxpayers of Pittsburgh should go up to the Treasurer's window and offer to pay their taxes and if the Treasurer did not have their receipts ready the ordinary rules of business, equity and justice should have prevailed.

This is one of those peculiar positions which a man can later be charged that he did something against the interest of the public. I fully expect that some day in the future it will be brought up against me that I by my vote today attempted to deprive the people of their just discount, to which they are entitled under the law. I want to say that is not my intention at all, because I have just explained that the people who desire to pay their taxes should go to the window of the Treasurer's office and tender payment. If the Treasurer does not accept he should, in common decency and common honesty, give such taxpayers the discount when the bill are ready. It is not the fault of the taxpayers that the bills are not ready, and it is not my fault, as a member of Council, that the bills are not ready. Therefore, why should the taxpayers suffer the loss of the discount when it is not their fault, and why should I, as a member of Council, be charged with being a party to taking the discount away from the taxpayers when I am not responsible?

It is for the purpose of making known to the people that those responsible for getting out the tax statements have not done the work as they should have, and I propose to vote NO.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	
Dailey	Oliver
Garland	Winters
Henderson	Robertson
	(President pro tem)

Noes—Mr. English.

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

UNFINISHED BUSINESS

Bill No. 2103. Resolution authorizing the issuing of a warrant in favor of the J. B. Reed Company in the sum of \$5,377.22, with interest thereon at 6 per cent. per annum from December 2nd, 1920, in payment of contract for the grading, paving and curbing of Lakewood avenue, from the line of the City of Pittsburgh to Oak street, in the former Township of Chartiers, to be paid from an emergency appropriation.

In Council, January 10th, 1921, read and committee amendments agreed to, and resolution laid over until Thursday, January 13th, 1921.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Robertson
	(President pro tem)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 2180. Resolved, In order to make it a matter of Councilmanic record, that a full and complete audit be made of the books of the former Township of Chartiers by the City Controller's Department before any bills be paid, and a copy of this resolution be forwarded by the Clerk to the City Controller's Office.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

And on motion of Mr. Winters, Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, January 17, 1921

No. 4

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, January 17, 1921.

Present—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Winters
	Herron (President)

The Chair said:

The minutes of the meeting of Council for Monday, January 3rd, are before you. If there are no objections, the minutes as printed will be approved.

Mr. English arose and said:

Mr. President, there are a few things I would like to submit to the members of Council before they approve the minutes. One thing in particular is the fact that the names which I demanded when I arose to a point of order were not given until after I was ejected from the Chamber. A perusal of the minutes show that Mr. **Winters** and Mr. **Robertson** (who were brought into the matter) were given an opportunity to make themselves clear on the Woodwell transaction. I should be given the same consideration that they received and an opportunity to have the minutes corrected. I should be given the privilege to put in the Record what I said on the matter, to whom and when I made the statement.

The Chair:

Do I understand you to say that you arose to a point of order?

Mr. English:

I thought I did. I am now speaking on the question of the approval of the minutes. I submit to the fairness of the eight members whether or not the same privilege should not be given me as was given Mr. **Winters**.

The Chair:

The minutes are the property of the Council and if the same are not true as to what transpired they should be corrected. Are there any further remarks?

Mr. English:

This is a matter that must really come from one of the other eight members of Council. I was not present and now ask for the same privilege as was given the other members to answer Mr. **Dailey**. In justice to me the gentleman who named me should be required to tell to whom I talked to concerning the Woodwell case, and I should also be given an opportunity to ask him to whom I talked and what was said. I did not say anything about Mr. O'Brien in connection with this case. If the Council wants to be fair with one another and will not grant me equal rights and privileges, the same as the other members were granted, something is wrong with the Council, and I will be compelled to take some other steps to protect my name in connection with this proposition. I insist that some member move that the same privilege be granted me as was done in the case of Mr. **Winters**.

The Chair:

Are there any further remarks?

Mr. English said:

Mr. President, I have another objection to make. Last Friday I telephoned the City Clerk, Mr. Clark, and asked him to send me my mail and with it those portions of the minutes of Council that were transcribed by our stenographer, Mr. Boxheimer. He sent me a transcript of the minutes as taken from the stenographer's notebook. That copy does not agree with the official minutes before me. Mr. **Winters'** statement that appeared on the copy sent me does not appear on the minutes before me. In the stenographer's copy Mr. **Winters** is reported as having said: "I

would like to ask to who Mr. Winters made such a remark, and if this gentleman wants to start dirty work he better look out for himself. Through your dirty work, the Mayor's Secretary was dismissed to protect you from scandal." "Mr. Dailey—No, Mr. English." "Mr. Winters—No, you and you know it. To whom did I talk?" Now, I insist that the same privilege should be granted me, that there should be inserted in the minutes of January 3rd my position in regard to the statement attributed about the Mayor's secretary, which brought about his dismissal or else that statement of Mr. Winters, which I just quoted, should be printed in the minutes. It was published in the Pittsburgh Post and the Pittsburgh Dispatch the day following the meeting of Council on January 3rd. If I cannot get a square deal here I will be compelled to take some other course to have my name protected. If this remark was made by Mr. Winters, and I have no reason to doubt that it was said, it should be printed in the minutes, since it appeared in the newspapers, and also in the stenographer's notes sent to me. I again insist that I should be given an opportunity to have inserted in the minutes of the meeting of January 3rd a statement of how I happened to get into the O'Brien matter in connection with the Woodwell case, and also why I was named as being responsible for the dismissal of the Mayor's secretary.

Mr. Winters arose and said:

Mr. President, I might say that the part that Mr. English just read was eliminated from the record at my request. There is nothing unusual about that. Not that I wish to withdraw the remarks because I did not say what I meant to say, but I do not want printed in the record a statement which might cast a personal reflection on any member of Council. It is against the rules of Council. I thought it was just as well to eliminate it. Remarks made by the members of Council have often been eliminated from the printed record. I believe we have all done that. As to whether the remarks are to be put back is a question for Council to decide.

Mr. Garland arose and said:

Mr. President, in voting for the approval of the minutes, we will take them to be a true and correct copy of what transpired in Council. Mr. English's request comes under the head of new business. He has the right under the question of personal privilege to make his statement. He cannot inject into the meeting of January 3rd something which did not transpire.

And the question recurring, "Shall the minutes of the meeting of Council for Monday, January 3rd, 1921, be approved?"

Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Ferron (President)
Noes—Mr.	
English.	

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the minutes of the meeting of Council for Monday, January 3rd, 1921, were approved.

PRESENTATIONS.

Mr. English presented

No. 2181. Communication from Davis M. Glass asking that the name of Prospect avenue in the former Township of Chartiers be changed to Ridge Road.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 2182. An Ordinance authorizing and making provision for expenditures during the fiscal year 1921 made necessary by the annexation of the former Township of Chartiers.

Also

No. 2183. An Ordinance amending portions of Section 24, Department of Public Safety, Bureau of Police, Section 25, Department of Public Safety, Bureau of Fire, Section 33, Department of Health, Division of Transmissible Diseases, Section 37, Department of Health, Bureau of Child Welfare, and Section 41, Department of Health, Division of Housing and Sanitary Inspection, and Section 63, Department of Public Works, Highways and Sewers Division Offices, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920.

Also

No. 2184. An Ordinance creating two new positions in the Mayor's Office, Municipal Garage and Repair Shop, to be known as Motorcycle Repairman and Record Clerk, and fixing the salary thereof.

Also

No. 2185. An Ordinance authorizing and directing partial payments to be made to Thomas Cronin Company for the grading, paving, curbing and otherwise improving Warrington avenue from Montooth street to West Liberty avenue.

Also

No. 2186. An Ordinance authorizing and directing partial payments to be made to Booth & Flinn, Ltd., for the grading, regrading, paving, repairing and otherwise improving Mount Oliver street from South Eighteenth street to a point fifty feet north of Loyal way.

Also

No. 2187. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers in the Negley Run Drainage Basin, for the Homewood and Brushton Districts; describing the same and authorizing the setting aside the sum of Two Hundred Thousand \$200,000.00) Dollars from the proceeds of the Negley Run Sewer Bonds, Series A, Bond Fund Appropriation No. 215, for the payment of the cost thereof.

Also

No. 2188. Resolution authorizing the issuing of a warrant in favor of Hawkins, Delafield and Longfellow in the sum of \$1,175.99 for services rendered in the matter of all proceedings relating to the sale of city bonds as authorized by the people's bond issue and Councilmanic bonds, and charging same to Appropriation No. 1054, Attorney's Fees, Bond Issues.

Also

No. 2189. Resolution authorizing the issuing of a warrant in favor of Joseph H. Moore in the sum of \$65.07, reimbursing him for expense incurred in replacing service line and water line at his premises Nos. 29 and 31 Mansfield avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2190. Resolution authorizing and directing the Mayor to execute and deliver a deed to H. C. Vasser, C. P. Brackett, Frank Williams and R. M. Moore, Trustees of Union Co. No. 20, U. R. K. of P., for lot located on Emmet street, Fifth Ward, for the sum of \$200.00.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 2191. An Ordinance granting unto Dwight E. Hamlin, his successors and assigns, the right to construct, maintain and use a switch track on and across Thirty-eighth street, located three hundred and sixty-two (362) feet northwest of the northwestern building line of Foster street, Sixth Ward, Pittsburgh, Pa.

Also

No. 2192. An Ordinance establishing the grade of Burson way, from Whitworth street to Dewitt street.

Also

No. 2193. An Ordinance establishing the grade of Curtain way, from Chalfont street to Michigan street.

Also

No. 2194. An Ordinance establishing the grade of Dewitt street, from Boggs avenue to Griffin street.

Also

No. 2195. An Ordinance establishing the grade of Ella street, from Minerva street to Wertz way.

Also

No. 2196. An Ordinance establishing the grade of Hugus way, from South Fairmount street to South Negley avenue.

Also

No. 2197. An Ordinance establishing the grade on Monteiro street, from the westerly line of the Boulevard Circle Plan of Lots to the easterly curb line of Greenfield avenue.

Also

No. 2198. An Ordinance establishing the grade of Wertz way, from Ella street to Taylor street.

Also

No. 2199. An Ordinance fixing the width and position of the roadway and sidewalks of Belasco avenue from Coast avenue to Hampshire avenue, establishing the grades for the roadway and sidewalks and providing for the sloping and parking of the portion of said Belasco avenue lying without the lines of the sidewalks and roadway.

Also

No. 2200. An Ordinance changing and establishing the names of avenues, streets and ways in the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2001. An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one (1) Snow Loader manufactured by the Barber-Greene Company to the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Also

No. 2202. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for, and to award a contract or contracts, for the construction of a trunk sewer on the easterly sidewalk of Sussez avenue, and on private property from Norabell avenue to Cedric avenue, and authorizing the setting aside of the sum of \$20,000.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Also

No. 2203. An Ordinance setting aside and appropriating certain sums, amounting in the aggregate to \$18,111.48, from Street Improvement Bonds, Bond Fund Appropriation No. 194, for payment of the costs of completing and repaving of Liberty avenue, from Forfar street to Main street, and Liberty avenue, from a point 60 feet east of Winebiddle avenue to Center avenue.

Also

No. 2204. Resolution approving the payment of \$19,677.60 as extras to the Thos. Cronin Company on the contract for the grading, paving and curb-

ing of Woodville avenue, from Independence street to Banksville avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 2205. Resolution approving the payment of \$90.00 as extras to Manalla Bros. on the contract for the construction of a 15-inch terra cotta pipe sewer on Stratton Lane, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 2206. An Ordinance amending Line 3, Section 17, Department of Assessors, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920.

Also

No. 2207. Resolution authorizing and directing the City Controller to transfer the sum of \$4,000.00 from Code Account No. 1099-M, Contingent Fund, Department of Assessors, to Code Account No. 1093, Salaries, Regular Employees, Department of Assessors.

Also

No. 2208. Resolution authorizing the issuing of a warrant in favor of W. S. Miller in the sum of \$60.00, being a refund on the assessment of \$298.05 for the grading, paving and curbing of Windsor street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2209. Resolution authorizing and directing the Department of Law to prepare, and the proper officers of the City to enter into a contract providing for the extension of the provisions of the contract with the South Pittsburgh Water Company to supply water to the portion of Chartiers Township annexed to the City of Pittsburgh, so that the consumers of water therein may have and enjoy all of the privileges enjoyed by the other users of water within the Eighteenth, Nineteenth and Twentieth Wards.

Also

No. 2210. Communication from the Civic Club of Allegheny County submitting recommendations for the location and erection of six public comfort stations and one public bath house in the City of Pittsburgh.

Also

No. 2211. Communication from A. H. Woods, Secretary of the Fairwood Board of Trade, calling attention to the water assessments now being assessed by the South Pittsburgh Water Company in the territory known as Chartiers Township.

Also

No. 2212. Communication from the Wilson Construction Company asking to be reimbursed in the sum of \$539.86 for interest on money retained by the City on contract for the construction of boiler house at the City Home and Hospital, Mayview, Pa.

Which were severally read and referred to the Committee on Finance.

Also

No. 2213. Communication from the Oakland Board of Trade asking for a hearing relative to the improvement of the Boulevard of the Allies.

Which was read and referred to the Committee on Public Works.

Also

No. 2214. Communication from Margaret W. Verner, Chairman of the Allegheny County League of Women Voters, asking that the confirmation of the appointment of R. J. Alderdice as Director of the Department of Public Safety be postponed for one week.

Which was read.

Mr. Winters moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2215. Communication from Mrs. H. Talbot Peterson, of the Woman's Alliance, First Unitarian Church, asking Council to refuse to confirm the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2216. Petition of lady voters of the City of Pittsburgh endorsing R. J. Alderdice for the position of Director of Public Safety.

Mr. Winters moved

That the petition be received and filed.

Which motion prevailed.

Also

No. 2217. Communication from the Oakland Board of Trade asking that the Bureau of Smoke Regulation be abolished.

Which was read and, on motion of Mr. Winters, referred to the Committee on Health and Sanitation.

Also

No. 2218. Communication from Wm. N. Baker, Secretary of the Borough of Wilkinsburgh, transmitting copy of resolution adopted by the Borough Council expressing its appreciation of the assistance and co-operation of the Pittsburgh Fire Department.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2219. Communication from the Brookline Board of Trade inviting the members of Council to attend the next regular meeting of said organization on Monday evening, February 14, at 8:00 o'clock.

Which was read.

Mr. Garland moved

That the communication be received and filed, and a copy be sent to each member of Council.

Which motion prevailed.

Mr. Robertson presented

No. 2220. An Ordinance amending item "Mechanic's Helper," City-County Building, of Section 67, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2nd, 1920, and as amended by ordinance of January 3rd, 1921.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS.

Bill No. 2162. Communication from the Mayor nominating and appointing Charles B. Prichard for the position of City Solicitor.

In Council, January 10th, 1921, read and laid on the table for one week.

Also

Bill No. 2163. Communication from the Mayor nominating and appointing Robert J. Alderdice as Director of the Department of Public Safety.

In Council, January 10th, 1921, read and laid on the table for one week.

Which were read.

Mr. Oliver arose and said:

Mr. President, in view of the request that came to us from the League of Women Voters to postpone action on the appointment of Mr. Alderdice, I think it might be just as well for Council to postpone action on both of the appointments which are still before Council to one week from today, and I so move.

Mr. Winters arose and said:

Mr. President, I see no reason for an action of that kind. Each one of these positions should be judged on its merits. If Mr. Prichard has left the Department of Public Safety, and he has, and the Law Department has been without a head for two or three weeks, what reason can be assigned for withholding the confirmation of Mr. Prichard because Council refuses to confirm the appointment of Mr. Alderdice? I cannot understand the wisdom of such a move. The Law Department is one of the most important activities of the City Government, and should be provided with a head without any further delay. It has

been known for some time past that Mr. Prichard was the choice of the Mayor for this position. He either goes in that position or out of the City service entirely. I cannot understand why the confirmation of the appointment of Mr. Prichard should be refused because Council refuses to confirm the appointment of Mr. Alderdice.

Mr. Oliver arose and said:

Mr. President, I think there are two matters in connection with the confirmation of Mr. Prichard that should become a record of Council. Mr. Prichard made two statements before the Committee on Finance last week—one was to the effect that he would waive all claims to fees that he might be entitled to as City Solicitor, and another to the effect that he law firm with which he was connected had severed its connection with the cases pending against the City of Pittsburgh. Neither of these statements are matters of record in the Council, which acts on the question of confirmation; and I think for that reason, if for no other, action on the confirmation of the appointment of Mr. Prichard should be postponed until his replies have become a record of this body, which acts on the appointment.

Mr. Winters arose and said:

Mr. President, that is merely subterfuge. The members of Council sat in committee last week and heard the testimony of Mr. Prichard, which was recorded by the stenographer in the City Clerk's office, and is a matter of record there. Simply because the replies were made to the committee (which is composed of all the members of Council) and for that reason not a record of the proceedings of Council is farfetched. Mr. Prichard said he would abide by the custom which has existed in the department for the past eight or nine years. His statements are a matter of committee record, and are just as binding as if made in the Council itself, and can be made a record later. It seems to me that some other purpose must be behind this.

Mr. Dunley arose and said:

Mr. President, in January, 1918, the then nominee for the position of City Solicitor appeared before the Budget Committee and was interrogated. It was brought out in the discussion that he was the attorney for the Pleasant Valley Street Railway Company in a case pending before the Public Service Commission. He made the statement that he would withdraw his connection from that case. He further said that he had accepted no fees for his service in this case. Later he filed in Council a certificate from the Public Service Commission which stated that he had withdrawn his connection from the case of the Pleasant Valley Railway Company. He also filed a stipulation in writing with Council that he waived all claims to any fees to which he was entitled as City Solicitor. Then Mr. Stone was confirmed as City Solicitor.

Mr. Winters arose and said:

Mr. President, I move the adoption of a substitute motion, that the Clerk get in touch with Mr. Prichard and request him to come here and make the same statements that he did in committee.

Mr. Garland arose and said:

Mr. President, it must be done in Council. Committee action is not a record of Council and does not get in the Councilmanic record of our published book of transactions. Mr. Prichard can furnish the statements in writing next week. They would then become a record of Council. He should be prepared at that time to present his credentials, as it were, stating that his law firm had withdrawn from the cases in which the city is interested and that he waived his right to collect the fees which would go to him as City Solicitor. This has been done before.

Mr. Winters arose and said:

Mr. President, I want to say finally there is no reason for delaying this matter. The Clerk could communicate with Mr. Prichard and ask him to come here and make the same statements that he did in committee, or put them in writing. It seems to me that postponing action on the appointment is not for the purpose of securing a written statement from Mr. Prichard as a matter of record for Council, but it is a matter of delaying action.

Mr. English arose and said:

Mr. President, I would like to make an observation and clear myself of any complicity of making deals in the matter of the confirmation of the appointments of Messrs. Prichard and Alderdice.

Unless some member in Council, whether by motion or verbal request, asks the nominee to submit in writing the statements substantially in the form in which he made them in committee, this farce comedy of postponing confirmation could be continued from week to week. I developed the fact in committee about the City Solicitor retaining the fees of the office for his own private use, and Mr. Prichard said that he would sign the customary waiver. I don't think it is my duty to ask Mr. Prichard to submit that particular waiver to Council, and I don't think it is the business of any individual member. I would make this observation, however, that unless the Council by action of some individual member, or by the President, or by resolution, should see that those papers are put in here, you can see how this postponement could be run along from week to week. I hope the members of Council understand my position in this matter. A few years ago glaring headlines in the newspapers condemned a majority of Council for even quizzing the Mayor's appointees. We were held up as bad councilmen at that time. Now, however, we do not have any such criticism. What was so wrong and terrible a few years ago seems to be all right

today. I do not know what has caused this change in a similar situation today, but I do not propose to accept any responsibility for these postponements.

Let us be fair to the Council as a body. Don't allow Council to be charged with dickerings on the side. If there is any dickerings to be done, I want to be clear of that charge. I don't care how many changes Mr. Prichard may make in the Law Department, whether it is one or forty-one. I am not concerned about who may or may not be the new Superintendent of Police if Mr. Alderdice is confirmed as Director of the Department of Public Safety. I have not made any deals and do not intend to make any, and I do not intend to lie under a suspicion or charge of being mixed up in any such proceedings.

And the question recurring on the motion, "That action on the confirmation of the appointments of Charles B. Prichard as City Solicitor, and R. J. Alderdice as Director of the Department of Public Safety be postponed for one week."

Mr. Anderson demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and were:

Ayes—Messrs.

Dailey
English
Garland

Oliver
Robertson
Herron (President)

Noes—Messrs.

Anderson
Henderson

Winters

Ayes—C.

Noes—3.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2221. Report of the Committee on Finance for January 11th, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2132. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract between the City of Pittsburgh and the Duquesne Light Company providing for the sale of the North Side Lighting Plant and System, fixing the terms and conditions thereof, and providing for the furnishing of light for municipal purposes by the Duquesne Light Company, and setting forth the terms and conditions of the said agreement."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, I wish to be recorded as voting NO on Bill No. 2132, which completes the sale of the North Side Light Plant to the Duquesne Light Company. I am more than ever convinced that unless this Council adopts a policy of forcing recognition from the men who control the gas, the electricity and the street car transportation in this city we are not going to get any place on these three propositions.

It is something like six years ago when the Council passed an ordinance to purchase the electricity from the Duquesne Light Company for lighting the North Side and distribute it through this plant. I think a mistake was made six years ago, when Council entered into such an agreement; I voted against it at that time. That agreement was bad for the city and killed off all competition against the Duquesne Light Company in the manufacture and distribution of electric current on the North Side.

My specific objections to this particular ordinance is, that Council is indirectly granting another franchise to the Duquesne Light Company without specific changes or adjustments in the price of current charged to consumers. I think that is a mistake. I think every question like a franchise should be treated as an individual proposition and not have an indirect scheme of this kind put through in order to obtain for this light company something they could not obtain through any other method.

A second and more powerful reason why Council should not dispose of this plant is, that if ever the city intends to start up a municipally owned lighting plant we will be compelled to beg on our hands and knees from the Public Service Commission that for which we have the right to do now. We should not give away any rights of the real inheritance of the citizens of Pittsburgh to further the interests of any corporation. We have been getting a little attention from the Duquesne Light Company, but, gentlemen, we are not getting near the benefits we should, if we look at the amount of stocks and bonds which they issued since 1912.

Our special counsel in the utility matter has never protested against the single issue of stocks and bonds of this company; yet we know that the Allegheny County Light Company (which was the parent company) was only worth \$8,000,000 or \$9,000,000, and after changing its name to the Duquesne Light Company the plant was immediately advanced in price to \$20,000,000. They have been getting prices for electric current based on that amount of capital invested, and the City never protested.

At the time of the transfer of the North Side Plant to the Duquesne Light Company, six years ago, we were told

that it cost the city 3 cents to generate electricity per kilowatt hour, and at that time the Duquesne Co. was selling electricity at 10c per k.w. If we could make light at 3 cents in that very old and nearly out-of-date plant we could sell it to the people for 6 or 7 cents and it would be worth while. It would create real competition with the private corporations and force the rate of 10 cents down to 6 or 7 cents. If you pass this ordinance you throw away every opportunity to compete with the Duquesne Light Company.

We have no details regarding the price at which the City will sell this plant. I know the City forced it up from \$345,000.00 to \$379,000.00. The matter of purchase price is a matter of judgment between engineers. We should have been informed more thoroughly on the matter by Mr. Robinson. We had no complete inventory of the miles of lines or the number of poles. We had no means of checking up the price of the city-owned poles and wires against the price of the Duquesne Light Co. poles and wires in the old city. I say that the Council is in the dark.

A lot of Mr. Robinson's estimates on this matter were based on the fact that the men in the North Side Light Plant intended asking for increases in salaries which would amount to upwards of \$40,000.00, and he is claiming credit in the report that he submitted to us that he had saved \$40,000.00 in the matter of street lighting on the North Side because the men are not to receive any increase in salary. The other members of Council may be satisfied, but such mythical accounting as we received does not go with me.

In conclusion, I want to put this in the record: that Mr. Donkin, a gentleman well known to every member of Council, pestered the individual members to get us to sell the North Side Light Plant. Seated in the Mayor's conference room one year ago, Mr. Thompson, President of the Duquesne Light Company, said he did not want the North Side Plant, as it was of no use to his company, and at the next meeting with him he said, if the members of Council want me to buy that I will do it as a favor to the city. If that plant is of no use to the company and must be abandoned by them, how are they going to get back the money they paid the City for it, namely, \$379,000.00. They cannot do it in any other way except to increase the charge for electricity. Mark my words, just as soon as they get this plant, up will go the price of electricity! For a while they may fool you by not increasing the prices. After this Duquesne Light Co. got rid of the Frick Bldg. competition they repudiated their own contract and increased the price to the Frick interests. They are defending a case in the Public Service Commission now, with Senator Knox as attorney for the Frick estate. Right now they are installing two sets of meters, one on which is charged 3 cents a kilowatt hour for electric stoves and

the other meter for lights in the same house measures electricity at 9 cents a kilowatt hour. There is something wrong with the charges for lighting in the City of Pittsburgh, or else the company would not be charging two prices for current for different uses in residences.

I therefore vote NO on the ordinance.

Mr. Garland arose and said:

Mr. President, I am not going to start at Genesis and stop at Revelations. We listened to all this before, and yet seven votes, possibly eight votes, will pass the ordinance here today. The remarks made by the gentleman are not germane to the question. I hope the day will never come when we have a municipally owned lighting plant. The gentleman is wrong when he says the price of electricity will be increased. The price of generating electricity is based on the price of coal, and everybody knows that there has been a decline in the price of coal. As to the value of the plant, we had an outside engineer, Mr. Swoboda, to give us an unbiased report, and we also had the advice of C. K. Robinson; our special counsel, on this matter.

Mr. English arose and said:

I would like to ask the gentleman a few questions.

The Chair:

Does the gentleman care to be interrogated?

Mr. Garland:

I will be glad to answer his questions.

Mr. English:

Did you hear Mr. Thompson in the conference say that the plant was of no use to him, but he would take it as a favor to the city?

Mr. Garland:

I remember him saying, "I will do it with favor."

Mr. English:

Did you hear him say it was of no use to him?

Mr. Garland:

He said he did not know about Mr. Donkin making any offer for the plant for him.

Mr. English:

Did you hear him say he did not want the plant; it was of no use to him?

Mr. Garland:

No, sir; I was not questioned by Mr. Donkin about it.

Mr. Winters arose and said:

Mr. President, I don't want to deny Mr. English the right to put whatever remarks he cares to in the record to justify his vote. I want to say that the questions involved are different, because there are changes in conditions between today and a few years ago. A few years ago it was the practice of men to organize companies and engage in watering stocks, stock jobbing

schemes and other ventures in frenzied finance for purpose of competing with one another and forcing one another to sell out. Today that condition does not exist to any great extent. Today the Public Service Commission is vested with power to regulate the rates and conditions which affect this company. The Allegheny Light Plant has not been making light on the North Side for some five or six years; the plant has only been used as a distributing station. The City buys the current from the Duquesne Light Company and distributes it through this plant. The City has not made electricity here for six years; the City simply distributes the current from this plant, which is bought from the Duquesne Light Company. The City entered into a contract to sell this plant because, in the judgment of those who voted for it, an expenditure of \$200,000.00 was necessary to rebuild the plant, because of bad fixtures, instruments and apparatus in the building.

We received the advice of an engineer, who is not a friend of the company or corporations, as to the price the City should receive for this plant. We also had the advice of Mr. Robinson, our attorney, that it was a good business proposition to sell the plant. The Mayor is in favor of selling the plant and eight members of Council voted as favoring the sale. Mr. Robinson advised Council that the City did not jeopardize its right to re-engage in the business if the opportunity presented itself later, stating the City merely had to make application to the Public Service Commission for a certificate of public convenience, the same procedure any applicant would be compelled to take.

Mr. English arose and said:

I would like to ask the gentleman a question or two?

The Chair:

Does the gentleman care to be interrogated?

Mr. Winters:

I don't object.

Mr. English said:

Did you hear Mr. Robinson say that the City would have to go to Harrisburg and ask for a certificate of public convenience, the same as any other company, if it re-engaged in the distribution of electricity current, whether for its own street lighting or any other purpose?

Mr. Winters:

I believe that was his statement.

Mr. English:

Didn't you hear Mr. Thompson say that he did not want the plant?

Mr. Winters:

I heard Mr. Thompson say in substance that he was no more anxious to buy the plant than the City was to get rid of it.

Mr. English:

Wasn't he surprised when he heard we wanted to get rid of it?

Mr. Winters:

I do not understand it that way. My recollection of it is that Mr. Thompson thought we were willing to sell the plant, and when you voiced objections he said if that was the verdict of the City that he was willing to have it all called off, as he thought we wanted to sell the plant and he did not care enough about buying it to fuss about it.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Mr.

English

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2142. Resolution authorizing the issuing of a warrant in favor of Miss Blanche Howells in the sum of \$100.00, in full settlement of all claims for damages which she might have against the City on account of injuries received by stepping into a hole in the street at Ellsworth and Negley avenues, while alighting from a street car, and charging the same to Code Account No. 42 (Contingent Fund).

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2143. Resolution authorizing and directing the City Comptroller to transfer the sum of \$696.04 from Code Account No. 190 to Code Account No. 190-C, Bureau of Water.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2145. Resolution authorizing, empowering and directing the City Comptroller to transfer \$64.00 to Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, and \$185.00 to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, from Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2146. Resolution authorizing and directing the City Comptroller to transfer the sum of \$2,500.00 from Code Account No. 1020, Salaries, Regular Employees, Police Magistrates, to Code Account No. 1038, Miscellaneous Services, Supervisor of City Stables.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Darley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2176. Whereas, The City of Pittsburgh is paying one of the highest rates of street car fares in the United States; and

Whereas, Up to date the Council has not been able to obtain many victories before the Public Service Commission, the local courts or the United States Court; and

Whereas, The City of Philadelphia has recently suffered from an increase in street car fare; therefore, be it

Resolved, That the Council of the City of Pittsburgh, after a conference with the Mayor and the Special Assistant City Solicitor, adopt a policy of endeavoring to unite with the Council and the Mayor of the City of Philadelphia in joint appeals to the Legislature of Pennsylvania (which is now in session) for the purpose of endeavoring to get justice for the people of the two largest cities in the State, in the important matter of street car transportation.

In Finance Committee, January 13th, 1921, Read and amended by striking out the entire Resolved clause and by inserting in lieu thereof the following:

"Resolved, That the Special Assistant City Solicitor, as soon as possible, confer with the proper authorities of the City of Philadelphia, suggesting the desire on the part of the City of Pittsburgh, through its proper officers, to join with the City of Philadelphia in action before the Public Service Commission, the Courts and, if necessary, the Legislature of Pennsylvania or other bodies for the purpose of securing justice for the people of the two largest cities in the State in the important matter of street car transportation. And, be it further Resolved, That a report of the result of the conference with the Philadelphia authorities be submitted to Council at the earliest possible date, together with a recommendation as to the advisability of such joint action between the representatives of the two cities," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Darley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 2133. An Ordinance entitled, "An Ordinance amending Section 89, Bureau of Light, Department of Public Works, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2, 1920, and an amendment thereto, which became a law January 3rd, 1921."

Which was read and, on motion of Mr. Robertson, recommitted to the Committee on Finance.

Also

Bill No. 2178. Resolution authorizing the City Controller to transfer the sum of \$1,725.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1768, A-1, Salaries, Regular Employees, Bureau of Light.

Which was read and, on motion of Mr. Robertson, recommitted to the Committee on Finance.

Mr. Winters presented

No. 222. Report of the Committee on Filtration and Water for January 11, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2154. Resolution authorizing the issuing of a warrant in favor of George M. Duffy, Clerk, for five days' time at the rate of \$118.00 per month, amounting to \$19.67, on account of being carried on the payroll of the Delinquent Tax Office and his services being loaned to the Bureau of Water.

where he continued after receiving notice of dismissal from the Delinquent Tax Collector on October 31st, 1920, and charging same to Salaries Account No. 1759, Bureau of Water.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dalley presented

No. 2223. Report of the Committee on Public Safety for January 11th, 1921, transmitting three resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2128. Resolution authorizing the issuing of a warrant in favor of Animal Rescue League of Pittsburgh for the sum of \$1,074.18, in payment of claim contracted for by the Department of Public Safety without competitive bids, and charging same to Appropriation No. 1460.

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2078. Resolution authorizing the issuing of warrants in favor of the following persons in pay-

ment of claims contracted for by the Department of Public Safety, and charging the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation No.
John C. Calhoun.....	\$64.69	1459-M
Robert A. Patton.....	5.81	1459-M
Charles Rosenblatt..	55.69	1459-M

Which was read and, on motion of Mr. Garland, recommitted to the Committee on Public Safety.

Also

Bill No. 2096. Resolution authorizing the issuing of warrants in favor of the following persons and firms in payment of claims contracted for by the Department of Public Safety, and charging the amounts to the appropriation items for the year 1920, as shown below:

Schedule.	Amount.	Appropriation No.
John Gracey.....	\$ 8.96	1459
William J. Kane.....	16.00	1458-M
Charles Rosenblatt..	93.43	1459-M
United Electric Supply Company.....	204.80	1450

Which was read and, on motion of Mr. Garland, recommitted to the Committee on Public Safety.

Mr. Dalley also presented

No. 2224.

DEPARTMENT OF LAW.

Pittsburgh, January 12, 1921.

To the President and Members of Council.

Gentlemen:

I have received your communication to which are attached Bills Nos. 2078 and 2096, being resolutions for the payment of claims contracted for by the Department of Public Safety; your request being as follows:

"The Council desires an opinion as to whether the money expended by the City in apprehending persons in other cities wanted on criminal charges can be collected from the County or from any other source; or if the individual members of the Police Bureau can collect for any expenses incurred by them in making arrests outside the City limits."

In reply to your request I beg to state:

That it is not the duty of the City or its police officials to apprehend criminals in other cities. Our jurisdiction stops at the City Line. It is the duty of the District Attorney's office to take the steps necessary to return to this County for trial alleged criminals who have evaded arrest here and gone into other places. If the City has expended any money in making such arrests or its officials have incurred expenses in connection therewith, in the absence of a prior agreement with the proper County officers, I am of the opinion that

no legal claim can be based on behalf of the City against the County.

I find that by ordinance of May 27, 1901, O. B. 14, 17, Section 1, and 1902, January 7th, O. B. 14, 307, Section 48, certain provisions were made in relation to expenses incurred in the pursuit of criminals. In the first ordinance it is provided that the Director of the Department of Public Safety can direct any officer to pursue or recover any alleged criminal charged with the commission of crime within the City Limits. The only control on the expenses provided are that they shall be itemized in the regular way and hotel expenses shall not exceed \$3.00 per day each for such officers and prisoners. The second ordinance mentioned above authorizes the Director to order an officer to pursue or recover any alleged criminal charged with having committed murder, arson, rape, burglary, robbery, larceny or felonies shooting within the City Limits, and limiting the expenses to the necessary fares and not exceeding \$2.50 per day per person for boarding.

While, as I have stated above, it is the duty of the County to apprehend alleged criminals in other parts, yet the ordinances cited authorize the Director of the Department of Public Safety to direct his officers, under certain circumstances, to do the same. If the Director makes such an order, then the expenses incurred in doing so within the limits named in the ordinances can properly be paid. Such being the case, I have examined the resolutions and desire to report on them as follows:

Bill No. 2078, for expenses of James Hughes to Chicago and return, \$64.69. This can properly be allowed.

Robert A. Patton et al, trip to Beaver Falls and return, \$5.81. This can be allowed.

Bill of Charles Rosenblatt, \$55.69, for trip to Cleveland to recover certain property. I know of no authority for the allowance of this claim.

Bill No. 2096—John Gracey et al, trip to Butler and return, \$8.96. I have been unable to find any authority for the allowance of this claim.

Commissioner Wm. J. Kane's bill of \$16.00; this is made up of a number of items for expenses incurred within the City and can be allowed.

Charles Rosenblatt, \$94.43; for a trip of Detectives Marmo and Rosenblatt to Cleveland. I know of no authority for this claim.

Yours respectfully,

THOMAS M. BENNER,

First Assistant City Solicitor.

Which was read and, on motion of Mr. Garland, referred to the Committee on Public Safety.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

AO. 2225. Whereas, 1921 is a triennial year, during which property valuations must be adjusted by the

Board of Assessors for the purpose of Municipal Taxation in 1922; and

Whereas, Some of the important cities throughout the country have already put into effect increased valuations over those of pre-war years, and

Whereas, It may be developed that an Act of Assembly should be prepared for presentation to and action by the Legislature in order to correct the present law.

Resolved, That a conference be held with the Mayor, the City Solicitor and the Board of Assessors to determine a policy with regard thereto.

Which was read,

Mr. Garland moved

The adoption of the resolution.

Mr. Garland said

It should be understood that increases in assessed valuations, if determined upon, would mean a correspondingly lower millage rate in order to produce an equal or stated revenue for purpose of government, so that the net amount of tax paid would not be increased.

The subject, however, is a serious one and should be given early consideration, as if it be deemed proper to increase, many revaluations must be made, and all property owners must be given the right of appeal to the Board of Assessors sitting as a Board of Revision. Such hearings will naturally consume considerable time.

We must, therefore, take time by the forelock. If it should be decided that we go along in 1922 assessing construction values on new buildings and allowing the pre-war values to stand on the older structures, then it will follow that few new hotels, apartment houses, office buildings or residences will be erected in our midst.

Let me give a concrete example:

A new hotel or office building of similar character to our largest present structures (if assessed at today's contract value, approximating today's building cost as only double that of 1914, with land at the old value), would pay an extra City Tax of approximately \$34,000 per year and an extra School Tax of \$20,000, which means an overhead of \$54,000 per year against its competing prototype. If assessed at 50 per cent. over old values, it would still have \$27,000 overhead.

The question is how to handle these new improvements.

In the interest of progress and the needed development of our City we should have uniform taxation. Under the law all taxation must be uniform. If there is no present law that allows the City to use its judgment as to uniform assessments in improvements of like character, then the Legislature should be called upon at the present session to pass some proper remedial legislation.

It is also imperative to reach some decision so that prospective builders

may be informed as to what to expect in line of taxation.

As I understand it, we are now assessing new structures at approximately 25 per cent. less than contract values, which would, in many cases, be about double the pre-war valuations.

The question is, Shall we raise the old and reduce the new in order to equalize, and thus arrive at uniform taxation? Have we the power under present law?

And the question recurring on the adoption of the resolution,

The motion prevailed.

Mr. English arose and said:

Mr. President, I arise to a question of personal privilege. I regret for the first time in my membership in this Council, as well as in the Council of 1911, when we had 40 members of Council, that in my opinion I have not received a square deal in the matter of approving the minutes of a Council meeting. Today the Council has made a permanent record of matters which reflect no credit on the Council of Pittsburgh. It was bad enough to be ejected from the chamber when I raised a very pertinent point of order, which the Chairman recognized afterwards by pursuing the point twice after I was ejected. But worse than that, the fact that I was named as being a party to an apparent slander to the City Solicitor, Mr. O'Brien, which caused me to be ejected after I raised the point of order, and allowing one member of Council to explain his position and the other members of Council denying me the right of explanation today is, in my opinion, a grave injustice, not necessarily to me as an individual by the name of English, but to any member of Council. I submit to the common knowledge of all of you that in times past it was my privilege, and I considered it my duty, to arise and defend any member of Council against charges of slander. I regret to say that I will not be able to do this from this time on. In the minutes of the meeting of Council for January 3rd it is recorded that I was one of the two members who talked about Mr. O'Brien in the matter of the Woodwell case. On my honor as a Christian and citizen I never said one word about Mr. O'Brien's connection or the circumstances at all until it was raised on the floor of this Council, with one slight exception. When Mr. O'Brien appeared before all of us in committee and attempted to explain the matter of \$2500.00 in the Woodwell-Eichleay case I spoke to one member of Council in a whispered conversation. I am not going to name the member or state what I said on that occasion, but I called his attention to the fact that Mr. O'Brien's face and ears were very red; they were the reddest of any man in the room, and this looked like a guilty case. That is all I said on this transaction until it was raised on the floor of Council on the afternoon of January 3rd by the gentleman on my right. Since that time I have attempted to

show to various people that Mr. O'Brien himself had come before Council voluntarily with the matter and I had considered it dead and left it dead rather than have it brought up in this Council. The only reason I bring it up today is for my own personal future.

The other circumstance, in which I am named as the man who caused the dismissal of the Mayor's Secretary, I want to state my connection with that, which is as follows: I happened to be one of the five members of Council in 1919 who voted for Mr. Oliver to fill the vacancy in Council caused by the death of our late colleague, Enoch Rauh. I did not ask or receive any promises of political support, money or other consideration for my vote, and I am glad to say that it was given of my own free will and accord. If similar circumstances and conditions were to come up again today, I would cast my vote the same way again. I have no regrets or apologies for voting to put Mr. Oliver in this office. When I returned to the City after being in Washington in the interest of the Ship Canal, there were stories going around City Hall that the Mayor's Secretary had made some statements of money having been passed for the election of Mr. Oliver to this Council. As one of the five men who voted for Mr. Oliver I believed it was my duty to call it officially to the attention of Council. As one of the five men who voted for Mr. Oliver I could not allow a statement of that kind, or a rumor, to go unchallenged, because it challenged the integrity of the whole Council and it traduced the character of every one of the five men who voted for Mr. Oliver. I insisted, and on this one occasion I had the unanimous support of the other eight members of Council and the Mayor, that Mr. Gottschall either prove his charge or withdraw the statement. Technically, on the ground of his refusal to appear before the Council for interrogation, his position was eliminated from the budget. That was a matter of personal interest not only to the five members of Council who voted for Mr. Oliver, but the other eight members who sat in the Council. That is all I had to do with that case. No one can even insinuate, from newspaper accounts or otherwise, that I was ever under suspicion because of having voted for Mr. Oliver. In my efforts to uphold the honor and integrity of the Council I made the motion which brought about the dismissal of the Mayor's Secretary. I received information not so long ago which leads me to believe that Mr. Gottschall had some basis for his charge. If a certain thing had been carried through as engineered it would have affected the election and Mr. Oliver would not now be sitting in Council.

I have always lived a clean and honest life, in Council and out of Council. I do not regret my action. I have a clean slate; I wish I could say the same about every member of Council, but I cannot. In justice to my wife and two

daughters I think this statement should be placed in the record.

The Chair:

Perhaps it would be well to clean this thing up. Do you maintain that you asked for a point of order?

Mr. English:

I did get up and ask you for a point of order and asked that the gentleman name the two members.

The Chair:

I want to say to you that the **Chair** has no knowledge of that and does not hesitate to say that you did not ask for a point of order. Today you got up in a dignified manner and you received courteous treatment by the **Chair**. On the occasion when it was necessary to eject you from the chamber you absolutely refused to come to order when asked to do so by the **Chair**, and the records which have just been approved by eight members of Council will substantiate my statement. If you desire to be fair you will consult some of your friends to ascertain whether you were mistaken or the **Chair**.

Mr. English:

I appreciate the **Chairman** has a right to defend his position. Certainly the substance and question I raised was a point of order and you so recognize it; because after you put me out you said to Mr. **Dailey**, "Will the gentleman name the members or withdraw his remarks?" Whether consciously or unconsciously you pursued the question and followed it up with another demand on Mr. **Dailey**, saying, "Will the gentleman please name the two members of Council?" I submit there was evidently no doubt in your mind that a point of order of some kind had been raised. If

not, why did you pursue the question after you put me out?

The Chair:

For the simple reason that you were asked to come to order and not because you asked the question. You definitely refused to come to order. You did not ask for a point of order. Before you were ejected the gentleman told you that he would name the members when he had concluded his statement.

Mr. English:

He did not make that statement when I arose to a point of order. When I asked for a point of order you ordered me to sit down, and I want to say to you that I will never allow anyone to tell me to sit down when I know my rights. I want the **Chairman** to remember that I am saying in open Council that he came to me after a meeting some time ago and admitted having given me the worst of the decision and apologized. You said I was broadminded and big enough to forgive you, but I was putting it all over Mr. **Dailey**, and you had to sympathize with him. I said that I did forgive you and accepted your apology, but warned you I would not submit to such treatment in the future. I repeat that statement now and will act just as I did on January 3, 1921, if you repeat your actions.

The **Chairman** said he wants to distinctly state that he has no knowledge of ever making such a statement to you, and will thank you to refresh your memory. The **Chair** absolutely denies that such a remark has been made either to Mr. **English** or any other person. The **Chair** has absolute knowledge that he did not make such a remark.

And on motion of Mr. **Henderson**,
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, January 24, 1921

No. 5

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, January 24, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Mr. Oliver moved

That the minutes of the meetings of Council for Monday, January 10th, and Thursday, January 13th, 1921, be approved, and that action on the minutes of Monday, January 17th, 1921, be postponed for one week.

PRESENTATIONS.

Mr. Dailey presented

No. 2226. Resolution authorizing the issuing of a warrant in favor of J. C. Gormley in the sum of \$25.00, reimbursing him for expenses incurred by having window of his automobile replaced, which was destroyed by a horse in charge of a Mounted Policeman in December, 1920, while the car was parked on Smithfield street, near Sixth avenue, and charging same to Code Account, No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. English presented

No. 2227. Petition of the Young Mothers' Colored Charity Club of the Third and Fifth Wards endorsing the appointment of R. J. Alderdice as Director of Public Safety.

Also

No. 2228. Petition of Colored Women Voters of the City of Pittsburgh endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Which were read.

Mr. Oliver moved

That the petitions be received and filed.

Which motion prevailed.

Mr. Garland presented

Also

No. 2229. An Ordinance repealing an ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John Eichleay, Jr., Company for certain portion of Water street, 16th Ward, Pittsburgh, and fixing term and rentals thereof," approved October 19, 1920.

Also

No. 2230. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with United Iron & Metal Company for a certain portion of Water street, Sixteenth Ward, Pittsburgh, and fixing the term and rentals thereof.

Also

No. 2231. An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Bureau of Recreation.

Also

No. 2232. An ordinance authorizing the Mayor and the Director of the Department of Public Works to make a lease with Jennie P. A. Sullivan for certain property on Frazier street, Fourth Ward, and fixing the rental thereof.

Also

No. 2233. An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Seventy-five Thousand Dollars (\$75,000.00) for the payment of engineering, mechanical and other services in the Bureau of Water, Department of Public Works.

Also

No. 2234. Resolution authorizing the issuing of a warrant in favor of the Burroughs Adding Machine Company in the sum of \$655.00 for one adding machine furnished the Bureau of Costs, and charging same to Code Account No. 1019, Equipment, Mayor's Office.

Also

No. 2235. Resolution authorizing the issuing of a warrant in favor of John C. Calhoun, District Commissioner of the Bureau of Police, for the sum of \$191.61, covering expenses incurred in obtaining evidence on various places for selling liquor and jamaica ginger, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2236. Resolution authorizing and directing the City Controller to transfer the sum of \$103.69 from Code Account No. 1446, Item A-4, Wages, Temporary Employees, Bureau of Police, year 1920, to Code Account No. 1460, Item B. Miscellaneous Services, Bureau of Police, year 1920, the same to be used for the settlement of the account of the Animal Rescue League of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 2237.

Pittsburgh, January 17th, 1921.

To the President and Members of Council.

Gentlemen:

At a meeting of the Joint Committee on City Hall, Court House Building, held this day, the following changes were recommended:

1. Lighting fixtures in Law Library \$ 3,500.00
2. Lighting fixtures each end of Grant Street lobby.. 2,000.00
3. Dedication tablet 1,000.00
4. Railing in Council Chamber as per special drawings 1,800.00
5. Paintings of William Penn., William Pitt and Great Seal of Pennsylvania to be installed in Supreme Court Room..... 1,900.00
6. Revising wiring elevator signals, all floors..... 1,000.00
7. Bulletin Boards and Directories 1,000.00
8. Sharp spear points to be

removed from Grant Street flagpoles and replaced by ball heads...

9. Revolving door to City Treasurer's Office, Grant Street lobby 1,200.00
10. Necessary safety devices for electrical equipment. 800.00

\$14,425.00

It is understood that one-half of the amounts stipulated will be paid by the County and the other half by the City.

The Joint Committee asks your approval of this action.

Respectfully submitted,

ROBT. GARLAND,
Chairman, Pro Tem.

Which was read.

Mr. Garland moved

That the report be received and approved

Which motion prevailed.

Mr. Henderson presented

No. 2238. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Henry Mackin in the sum of \$34.71, being 50 per cent. of the excess meter rate over the former flat rate on property at 209 Lacock street, 22d Ward.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 2239. An Ordinance amending Section 66, Bureau of City Property, Department of Public Works, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921.

Which was read and referred to the Committee on Finance.

Also

No. 2240. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for and award a contract or contracts for the reconstruction of a public sewer on the private property of the City of Pittsburgh and P. R. R. Co., from Bigelow Boulevard to the existing sewer on the private property of P. R. R. Co., south of the right-of-way of the Pennsylvania Railroad Company, and authorizing the setting aside of the sum of Twelve Thousand Dollars (\$12,000.00) from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Also

No. 2241. An Ordinance authorizing and directing the Mayor and

the Director of the Department of Public Works to advertise for and to award a contract or contracts for the reconstruction of a retaining wall on the southeasterly side of Voilet way, at a point near Alexander street, and providing for the payment of the cost thereof.

Also

No. 2242. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the masonry and rockers of pier No. 4 of the South Twenty-second Street Bridge over the Monongahela River, and providing for the payment of the costs thereof.

Also

No. 2243. Resolution authorizing the issuing of a warrant in favor of Charles Keck, Sculptor, in the sum of \$200.00 in payment of extra services rendered in preparing models for the ornamental stone work on the Bigelow Boulevard Retaining Wall, and charging same to Code Account No. 1518-B, Miscellaneous Services, Bureau of Engineering, Department of Public Works.

Also

No. 2244. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$4,741.60, for extra work done on the contract for grading hillside, constructing retaining wall, etc., on Bigelow Boulevard, between Tunnel and Craig streets, and charging same to Contract No. 943, on file in the City Controller's office.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2245. Resolution authorizing the issuing of a warrant in favor of Robert E. Evans in the sum of \$785.61, or so much of the same as may be necessary for the furnishing of coal to Brilliant Pumping Station, and charging same to Code Account No. 1755.

Also

No. 2246. Resolution authorizing the issuing of a warrant in favor of the Fort Pitt Coal and Coke Company in the sum of \$9433.16, or so much of the same as may be necessary, in payment for coal furnished to Brilliant and Aspinwall Pumping Stations, and charging same to Code Account No. 1755.

Which were read and referred to the Committee on Filtration and Water.

Also

No. 2247. Petition of members of the Colored Women's Republican Association of the Third Ward endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2248. Petition of Women Voters of the Fourth Ward endorsing

the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Which were read.

Mr. Winters moved

That the petitions be received and filed.

Which motion prevailed.

The Chair presented

No. 2249. Petition of members of the Chartiers Board of Trade asking relief in the matter of payment of 1921 taxes.

Which was read and referred to the Committee on Finance.

Also

No. 2250. Communication from the Division of Investigation calling attention to the contract for the repaving of River Avenue from Pindham Street to the Herrs Island Bridge Approach, and also to the contract for the relaying of brick sidewalks on River Avenue.

Also

No. 2251. Communication from the Division of Investigation calling attention to the use of recliped block in the repaving of Sixth Avenue between Smithfield Street and Liberty Avenue, and on Fifth Avenue Extension between Hamilton and Frankstown Avenues.

Also

No. 2252. Communication from John E. Born asking Council to pass the ordinances for the grading, paving and curbing of Pocona, Uptegraph, Philander and Love streets in the 14th Ward.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2253. Communication from the Board of Commissioners of Allegheny County asking the status of the ordinances in regard to the approaches to the new Sixteenth Street Bridge.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2254. Petition for lamp on Heth street at foot of Hampton street steps.

Which was read and referred to the Committee on Public Works.

Also

No. 2255. Communication from James A. Nugent, Esq., representing the Ladies' G. A. R. Home, asking that Tag Days be allowed in the City of Pittsburgh.

Which was read and referred to the Committee on Public Safety.

Also

No. 2256. Communication from Mrs. C. A. Verner, of the Allegheny County League of Women Voters asking Council to postpone action on the confirmation of the appointment of R.

J. Alderdice as Director of the Department of Public Safety.

Which was read.

Mr. Oliver moved

That the communication be received and filed, and the League of Women Voters be notified that a hearing will be granted them on Wednesday, January 26th, 1921, at 10:00 o'clock A. M., and the Mayor and the Superintendent of the Bureau of Police, R. J. Alderdice, be requested to be present.

Which motion prevailed.

Also

No. 2257. Communication from the Women's Alliance, First Unitarian Church, withdrawing objections to the confirmation of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2258. Communication from the Ladies' Auxillary of the Fraternal Order of Police endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2259. Communication from the Executive Board of the Ella Grayson Home for Girls asking Council to confirm the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2260. Petition of members of the League of Women Voters of the First Ward endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2261. Communication from the Women Voters of the Third Ward endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2262. Communication from the Lucy Stone League of Republican Women Voters endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2263. Communications from Mrs. W. H. McCready, Cecilia Dixon, Mrs. P. E. Dixon, Mrs. A. G. Krugh and Mrs. W. H. Watson endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2264. Communication from the Afro-American Republic League of Western Pennsylvania endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2265. Resolution adopted by the Police Lieutenants' Association of Pittsburgh endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Also

No. 2266. Communication from Harmony Court, K. of P., endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Which were severally read.

Mr. Oliver moved

That the communications be received and filed.

Which motion prevailed.

Mr. Dailey presented

No. 2267. An Ordinance a supplement to an ordinance entitled "A Supplement to an ordinance entitled, "An Ordinance regulating, in the interests of public safety, health and convenience, the movement of pedestrian, animal and vehicular traffic of every kind, in streets, parks, bridges, squares and public places, and providing a penalty for the violation thereof," approved June 30, 1915.

Which was read and referred to the Committee on Public Safety.

UNFINISHED BUSINESS.

Bill No. 2163. Communication from the Mayor nominating and appointing Robert J. Alderdice as Director of the Department of Public Safety.

In Council, January 17th, 1921. Read and further action postponed for one week.

Which was read.

Also

Bill No. 2162. Communication from the Mayor nominating and appointing Charles B. Prichard for the position of City Solicitor.

In Council, January 17th, 1921. Read and further action postponed for one week.

Which was read.

The Chair presented

No. 2268.

MAYOR'S OFFICE.

City of Pittsburgh, Penna.,

January 24, 1921.

President and Members of Council of the City of Pittsburgh, Pa.

Gentlemen:

Herewith is enclosed, for your information and files, a copy of a communication from Charles B. Prichard, Esq., setting out that he has disconnected himself with all cases against the City of Pittsburgh in which the law firm of Prichard & Trent were attorneys.

Also copy of an assignment of all docket fees, to the City of Pittsburgh, as City Solicitor.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Copy

PRICHARD & TRENT,

Attorney at Law

413 Grant Street

Pittsburgh, Pa., Jan. 21, 1921.

Hon. E. V. Babcock,

Mayor, City of Pittsburgh,

Pittsburgh, Pa.:

Dear Sir—In connection with my nomination for the position of City Solicitor of the City of Pittsburgh, which nomination is now pending confirmation by Council, I have to advise you: First, in all suits, cases or proceedings against the City of Pittsburgh in which the law firm of Prichard & Trent, of which I am a member, was interested as counsel, or in which my partner, Edmund K. Trent, Esq., was interested as counsel, such appearances as counsel have been duly withdrawn, and proper orders to that effect entered; and thereby all my connection with such suits, cases or proceedings against the City of Pittsburgh, either directly or indirectly, has been completely severed and terminated.

Second, I herewith hand you, duly executed and witnessed, a proper form of assignment of docket fees to the City of Pittsburgh by myself as City Solicitor, to become effective upon my confirmation and qualifying as such officer.

Yours very truly,

(Signed) CHAS. B. PRICHARD.

Copy.

ASSIGNMENT OF DOCKET FEES TO THE
CITY OF PITTSBURGH BY THE
CITY SOLICITOR.

Whereas, An Ordinance entitled, "An Ordinance fixing the salaries of the Director of the Department of Public Safety, of the Director of the Department of Public Works and of the City Solicitor at eight thousand (\$8,000.00) dollars per annum, each, on and after the first Monday of January, 1914," was approved December 2nd, 1913; and

Whereas, the undersigned has qualified and been appointed City Solicitor of the City of Pittsburgh; Now, therefore, in accordance with the provisions of said ordinance, I hereby agree to and do assign to the City of Pittsburgh all Docket Fees, or other compensation other than the said salary which may come to me, or be received by me as City Solicitor of the City of Pittsburgh, and particularly all docket fees which may accrue subsequent to January 24th, 1921, in any case in which the City of Pittsburgh is a party and which by virtue of any Act of Assembly or otherwise, would belong to me as Attorney or as Solicitor for the City of Pittsburgh.

In Witness whereof, I have hereunto attached my hand and seal, this 24th day of January, A. D. 1921.

(Signed) CHAS. B. PRICHARD.

(Seal.)

(Signed) Ben L. Anderson.

Which was read.

Mr. English moved

That the communication be received and filed and printed in full in the record.

Which motion prevailed.

Mr. Oliver moved

Inasmuch as a hearing has been granted the Allegheny County League of Women Voters on the question of the appointment of Mr. Alderdice, That action on the Mayor's appointments be postponed.

Mr. Winters arose and said:

Mr. President, do I understand by that Mr. Oliver wishes to hold over the confirmation of Mr. Charles B. Prichard for City Solicitor?

The Chair said:

Mr. Oliver can answer for himself.

Mr. Oliver arose and said:

I think my motion is quite plain. The intention is to hold over action on the confirmation of Mr. Alderdice as well as Mr. Prichard.

Mr. Winters said:

Mr. Oliver's motion is not clear if he intended to cover both. However, that is immaterial. Inasmuch as Mr. Prichard has met the objections that Mr. Oliver raised at the last meeting, I would like to ask Mr. Oliver what further objections he has to Charles B. Prichard being confirmed as City Solicitor?

The Chair said:

Does the gentleman care to be interrogated?

Mr. Oliver said:

No, sir.

Mr. Winters said:

Mr. President, I think it is an injustice to delay again the confirmation of Mr. Prichard because the maker of the motion knows he will be supported by five votes of Council. Mr. Prichard has filed an answer to the objections which were raised and which were the cause for Council refusing to confirm him one week ago. Without any reason today a motion is made to wilfully and deliberately hold up the appointment again. Because of the fact that five votes are pledged to support the motion to further the delay of confirmation of Mr. Prichard as City Solicitor is not conducting the public's business in the proper way.

So far as Mr. Alderdice is concerned, I am willing to give these good women who voice objections an opportunity to say what they want to present to us. My criticisms is that they, having made objections of Mr. Alderdice, they should have not delayed two weeks submitting evidence to us against having him confirmed. The members of Council are entitled to know any real, bona fide reason for a request to refuse confirmation. Now, having said that they were will-

ing to come in Wednesday of this week to present those objections, I am perfectly willing to postpone the case of Mr. Alderdice, but because we postpone action on the confirmation of Mr. Alderdice as Director of the Department of Public Safety, I fail to see any legitimate, honest reason why we should refuse confirmation of Mr. Prichard—a man who has made an enviable record as Director of the Department of Public Safety and whose record is above reproach, and one who has received endorsements of his work from all classes of people in our city.

Mr. Garland arose and said:

Mr. President, I don't know that it is necessary to say anything in answer to the gentleman. I might say this: personally I have nothing against Mr. Prichard. If Mr. Alderdice is to be interrogated and something should develop, it might involve Mr. Pritchard—probably I should not use such a harsh term. We must be very particular about this matter. If we are to investigate or go into the workings of the Police Department it might be necessary to have Mr. Prichard on the stand, and I think it is the proper thing to postpone action on his confirmation until after this hearing.

Mr. English arose and said:

Mr. President, I did not intend to say anything. I proposed voting for the motion to postpone action on the confirmation of Mr. Alderdice until Wednesday in order to give the Women Voters' League a hearing. The statement just made by the gentleman is ridiculous. I don't think any action we might take on the confirmation of Mr. Alderdice applies with equal effect on the consideration of Mr. Prichard as City Solicitor, and the statement just made by my friend on the left is an excuse, not a reason. If we were to confirm Mr. Prichard as City Solicitor he would be in contempt of this Council if he refused to answer questions on things that took place while he was Director of Public Safety. I do not think Mr. Prichard would insult Council in this way, but if he should I would be proud to make a motion to impeach him. We want to indulge in reasons—not in political excuses.

The Chair:

Ladies and Gentlemen—This is a deliberate body and I ask you to refrain from applauding.

Mr. Garland arose and said:

Mr. President, when I speak I am not speaking to the gallery. I wish to make this statement. If Mr. Alderdice is interrogated and something should develop that is derogatory to the Police Department, Mr. Prichard would be called as a witness because he was the superior of Mr. Alderdice. If we were to put Mr. Prichard at the head of the Law Department he would appear here on the side of Mr. Alderdice.

Mr. English arose and said:

Mr. President, I must beg your pardon for speaking again. I want to repeat, if Charles B. Pritchard as City Solicitor, or Director of the Department of Public Safety, would cheat this Council, I for one would vote to impeach him. We should have a reason, not an excuse, for withholding confirmation of his appointment today. During the hearing we had with Mr. Prichard I brought up the matter of gambling on Wylie avenue because he had told me of it and I wanted to place the facts on the table. In reply to my question Mr. Prichard stated that there were rumors of gambling in his district, but that he was not able to learn definitely of it.

Mr. Winters arose and said:

Mr. President, I want to say in reply to Mr. Garland he is probably making an excuse for the maker of the motion. Mr. Alderdice and Mr. Prichard appeared here largely at their request and went into a hearing. If the majority of Council made a farce out of that hearing or they did not ask everything and anything they intended to, or they did not know what they were talking about, that is for them to answer. Both men were here. Such questions as, Do you believe in the law, in the City of Pittsburgh and the Constitution of the United States? and similar questions were asked in good faith and if the majority did not mean to get anywhere, that is up to those who asked the questions to answer. There was no attempt at that hearing to ask the women who were present to voice their objections.

I am not going to even guess that anyone will introduce evidence at the hearing on Wednesday against Mr. Alderdice, and I will not even attempt to foretell what that evidence will be. I intend to sit here as a jurymen and listen to their evidence. I will leave that to those who bring it in to make good. I am not going to sit here as a Councilman and crucify any man on rumors or the mutterings and whisperings of scandal mongers. I don't impugn their motives for a minute and they will have to submit more substantial evidence than the whisperings or gossip of the street before I want to deprive a man from an opportunity which only comes to him probably once in a lifetime.

Mr. Prichard enjoyed the confidence of having been proclaimed by the public as an honest, conscientious, hardworking and decent Director of the Department of Public Safety; if it is the purpose, as intimated, that he is to be made the target of scandal, and he is guilty of things that are not right, he is a much misunderstood man by the people of Pittsburgh.

Mr. Winters moved

To amend the motion so that the confirmation of Mr. Prichard and Mr. Alderdice be voted on separately.

Upon which motion Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson English
Henderson Winters

Noes—Messrs.

Dalley Garland
Oliver Robertson
Herron (President)

Ayes—4.

Noes—5.

And there not being a majority of votes in the affirmative, the motion did not prevail.

And the question recurring on the original motion, as offered by Mr. Oliver, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Dalley English
Garland Oliver
Robertson Herron (President)

Noes—Messrs.

Anderson Henderson
Winters

When the name of Mr. English was called, he arose and said, "Mr. President, I wish to be recorded as voting Aye on the name of Mr. Alderdice and No on the name of Mr. Prichard."

Ayes—6.

Noes—3.

(On the name of Mr. Alderdice.)

Ayes—5.

Noes—4.

(On the name of Mr. Prichard.)

The Chair presented

No. 2269.

MAYOR'S OFFICE.

City of Pittsburgh, Penna.

January 24, 1921.

President and Members of Council of the City of Pittsburgh.

Gentlemen:

For your information, be advised that on January 6th the following notice was served on P. J. McArdle, T. Murray Locklin and Miss Monica Battle:

"I have received an opinion from the First Assistant City Solicitor, dated January 6th, 1921, which reads as follows:

"CITY OF PITTSBURGH:

Department of Law,

January 6, 1921.

Hon. E. V. Babcock, Mayor:

Dear Sir—I received your letter of this date, asking me to advise you "whether or not the Division of Investigation, consisting of certain persons named, are on the City payroll and entitled to receive salary for the year 1921,

and, if so, on what basis and on what authority," I beg to state:

That I am of the opinion that there being no appropriation to pay the salaries of the persons connected with this Division, they are not on the payroll and are not entitled to receive salary.

Respectfully,

(Signed) THOMAS M. BENNER,
First Ass't City Solicitor.

You will note thereby that the City will not be liable for any service rendered by you in connection with the Division of Investigation during the year 1921.

You are also notified that there will be no pay warrants issued by the Mayor's Office to you for services rendered in connection with the Division of Investigation during such time.

Very respectfully yours,

(Signed) E. V. BABCOCK,
Mayor."

In the case of Miss Battle, the Civil Service Commission was asked to transfer her to the first vacancy in the City service for a female stenographer.

Very respectfully yours,

E. V. BABCOCK,
Mayor.

Which was read.

Mr. Garland moved

That the communication be received and filed, and a copy furnished each member of Council.

Mr. English moved

To amend the motion by adding That the Council concur in the Mayor's statement and that the clerk be directed to forward a copy of the Mayor's letter to the Division of Investigation as the action of Council.

Mr. English arose and said:

Mr. President, I wish to say on the amendment that I have in my hand a copy of an editorial which appeared in the Gazette-Times on Friday, January 21, 1921, and which I will read:

"ENOUGH. IT IS THE LAW!"

"Working Together for Justice and Efficiency in Industry" was the subject before the Economic Club in New York the other night. It was a distinctly 'high-brow' gathering, we judge, from the names that are mentioned in the report of the meeting and the trend of what apparently was regarded as the most important argument. Maj. George Haven Putnam paid his respects to labor, which, he said, is threatening the country. As we read, 'the unions, he said, have reached a state of mind when they respect law only when in their favor; otherwise it is war. As a solution he proposed that all unions be incorporated and held to strict accountability.' That might help some. The arrogance of some labor unions cannot

have escaped the attention of anyone. But we may as well admit the truth: labor unions have no monopoly of disrespect for laws that are not satisfactory to them; it is questionable, indeed, if they are chief offenders in this regard. Nor would we be understood as charging by implication that so-called capital is more or less guilty than organized labor.

The lamentable fact is that all too widely prevails a belief that the way to get ride of a law you do not like is to defy it. This proceeds probably from a perverted conception of the truth that we as a people are self-governing by the force of public sentiment. Fundamental to our whole governmental system is, however, the predominant sentiment that we shall be governed by laws. Uproot that and we should have anarchy. In our system there is provision for the repeal of any law that does not meet with the approval of the majority of the people. When public sentiment—not the interest or desires of a group—condemns a statute, it will be repealed, or become inoperative through orderly processes. For the rest, no matter what the character of a legal enactment, the popular attitude must be, "Enough. It is the law!" Only with such a measure of respect for all law and appropriate deference to the courts which interpret and enforce the laws shall we be able to maintain any government. This the people as a whole must grasp and act on their understanding. It will not do to try to shift blame to any groups when so many of all kinds are guilty."

Now, Mr. President, I want to say that if this Council fails to pass the amendment I have made asking Council to concur in the action taken by the Mayor, we are flying in the face of the law, and one of our leading newspapers in the editorial quoted above, says we should not do it.

Under the laws of the State of Pennsylvania and under the provisions of the City Charter Act, and the laws referring to cities of the second class, of which Pittsburgh is the largest, the Mayor has a right to veto any item or an appropriation or the entire appropriation or any groups of it. The Mayor has seen fit to veto that portion of the appropriation bill which provided money to carry on the activities of the Division of Investigation.

The law plainly states that if the Council by a vote of two-thirds of the Council (which would be six), should pass that appropriation, notwithstanding the veto of the Mayor, then the Mayor's act is vetoed by Council and the appropriation stands. On the other hand, if the Council fails to muster two-thirds, or six votes, and is only able to muster five votes, the law states that the appropriation is eliminated and that is the status of the appropriation for the Division of Investigation.

Is this Council going to ignore the laws of the State, and especially at a

time when the Legislature is in session? Are we going to show complete defiance of the law? Is any member of Council going to say that because he does not like that particular law and because six votes could not be mustered to override the Mayor's veto, the Council as such is to continue to ignore the law? I submit that is a ridiculous position for Council to take.

Therefore, I hope that my amendment will pass by an unanimous vote.

Upon which motion Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.	
Anderson	Henderson
English	Winters
Noes—Messrs.	
Dailey	Oliver
Garland	Robertson
Herron (President)	

Ayes—4.

Noes—5.

And a majority of the votes not being in the affirmative, the motion did not prevail.

And the question recurring on the original motion, as offered by Mr. Garland, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.	
Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And the motion prevailed.

Mr. Garland presented

No. 2270. Communication from Thomas Lees submitting property on Howley avenue for a playground for the Bloomfield District.

Also

No. 2271. Communication from Roy D. Schooley submitting letters signed by Rev. John Knox McClurkin and others recommending the Deas property as site for Bloomfield playgrounds.

Also

No. 2272. Communication from William S. McCabe, Vice-President of Bloomfield Tiger Athletic Association, asking that a recreation center be provided for the Bloomfield District.

Which were severally read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2273. Report of the Committee on Finance for January 18th, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2182. An Ordinance entitled, "An Ordinance authorizing and making provision for expenditures during the fiscal year 1921 made necessary by the annexation of the former Township of Chartiers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2183. An Ordinance entitled, "An Ordinance amending portions of Section 24, Department of Public Safety, Bureau of Police; Section 25, Department of Public Safety, Bureau of Fire; Section 33, Department of Health, Division of Transmissible Diseases, Section 37, Department of Health, Bureau of Child Welfare; and Section 41, Department of Health, Division of Housing and Sanitary Inspection, and Section 63, Department of Public Works, Highways and Sewers, Division Offices, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2206. An Ordinance entitled, "An Ordinance amending line 3, Section 17, Department of Assessors, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2220. An Ordinance entitled, "An Ordinance amending item 'Mechanic's Helper,' City-County Building, of Section 67, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law January 2nd, 1920, and as amended by ordinance of January 3rd, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2188. Resolution authorizing the issuing of a warrant in favor of Hawkins, Delafield & Lonfellow in the sum of \$1,175.99, for services rendered in the matter of \$672,000.00 Councilmanic bond issue, including service in examination of the Councilmanic debt of the City, and charging same to Appropriation No. 1054, Attorneys' Fees, Bond Issues.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—none.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2207 Resolution authorizing and directing the City Controller to transfer the sum of \$4,000.00 from Code Account No. 1093, Salaries, Regular Employees, Department of Assessors.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2209. Resolution authorizing and directing the Lew Department to prepare, and the proper officers of the City to enter into a contract with the South Pittsburgh Water Company providing for the extension of the provisions of contract, now in effect between the City and said Company, to the portion of Chartiers Township annexed to the City of Pittsburgh so that the consumers of water therein may have and enjoy all of the privileges enjoyed by the other users of water within the Eighteenth, Nineteenth and Twentieth Wards.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2080. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 73 in G. Stoy's Amended Plan of Wool-slayer Lots on Mifflin street, 6th Ward, on the south side of Mifflin street, to the North Pole Ice Company, for the sum of \$900.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2101. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 41, located on Kansas street, 15th Ward, to William Burke for the sum of \$600.00.

In Finance Committee, January 18th, 1921. Read and amended by adding at the end of the resolution the words, "to be stipulated in the deed that this property cannot be used for the erection of billboards," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation.

Bill No. 2044. Resolution authorizing and directing the Mayor to execute and deliver a deed to James Smith and Elizabeth Smith, his wife, for lot No. 9 in

Mary A. McClung Plan of Lots, at 2923 Arlington avenue, 16th Ward, for the sum of \$430.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 2274. Report of the Committee on Public Works for January 18th, 1921, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 1932. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Evanston street and on the southwest sidewalk of Middletown Road, from Harrisburg street to the existing sewer on Middletown Road, at Ashtola way. With branch sewers on Ashtola way, Harrisburg street, Clearfield street and on the southwest sidewalk of Middletown Road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2201. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing and delivery of one (1) Snow Loader manufactured by the Barber-Greene Company to the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2202. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for, and to award a contract or contracts, for the construction of a trunk sewer on the easterly sidewalk of Sussex avenue, and on private property from Norabell avenue to Cedric avenue, and authorizing the setting aside of the sum of \$20,000.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 2275.

DEPARTMENT OF CITY PLANNING.

Pittsburgh, Pa., January 20, 1921.

To the President and Members of
Council of the City of Pittsburgh:
Gentlemen—

Relative to Council Bill No. 1982, An Ordinance granting the abutting property owners on Methyl street the right to use seven feet of the sidewalk on both sides of the street for terracing, etc., which was referred to the City Planning Commission, I beg to advise that at a regular meeting of the Committee, held this date, the bill was read and upon motion, regularly moved and passed, was ordered returned to Council with the approval of the Commission.

Yours very truly,

W. E. GELSTON,
Secretary.

Which was read, and on motion of Mr. Robertson, received and filed.

Also

Bill No. 1982. An Ordinance entitled, "An Ordinance granting the privilege and right to the abutting property owners on both sides of Methyl street, between Coast and Wentworth avenues, in the Nineteenth Ward of the City of Pittsburgh, to use and utilize the seven-foot strips lying between the property lines and the sidewalks, for sloping and terracing, including the necessary retaining walls and steps, also for parking and the planting of shrubbery, etc., for the beautification of the abutting properties, and providing that no structures shall be erected or maintained on said strips."

In Public Works Committee, January 18th, 1921. Read and ordered returned to council with an affirmative recommendation, subject to the approval of City Planning Commission.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Dailey presented

No. 2276. Report of Committee on Public Safety for January 18th, 1921, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2078. Resolutions authorizing the issuing of warrants in favor of the following persons in payment of claims contracted for by the Department of Public Safety, and charging the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation No.
John C. Calhoun.....	\$64.69	1459-M
Robert A. Patton.....	5.81	1459-M
Charles Rosenblatt....	55.69	1459-M

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2096. Resolution authorizing the issuing of warrants in favor of the following persons and firms in payment of claims contracted for by the Department of Public Safety, and charging the amounts to the appropriation items for the year 1920, as shown below:

Schedule.	Amount.	Appropriation No.
John Gracey	\$ 8.96	1459
William J. Kane....	16.00	1458-M
Charles Rosenblatt..	93.43	1459-M
United Electric Supply Company.....	204.80	1450

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation.

Bill No. 2028. Resolution authorizing the issuing of a warrant in favor of Thomas E. Southworth, a member of the Bureau of Fire, for the sum of \$262.08, for lost time on account of injuries received while cranking his father's automobile, and charging the same to Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire.

Which was read.

Mr. Dailey moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

The Chair presented

No. 2277.

City of Pittsburgh, Penna.

John S. Herron, Esq.,
President of Council,
Pittsburgh, Pa.

Dear Sir—

Reporting further with respect to the matter of the improvement of East Ohio street by the Receivers of the Pittsburgh Railways Company, I beg to state that the United States District Court this morning, pursuant to a petition of the Receivers, made an order directing the Receivers to set aside and expend a sum approximating \$250,000 to take care of their share of the cost of improving East Ohio street, including the track, foundation work and paving.

Very truly yours,

CHARLES K. ROBINSON.

Which was read.

Mr. English moved

That the Clerk of Council send a letter to the Pittsburgh Leader with the thanks of Council for their valued efforts in stirring the Receivers of the Pittsburgh Railways Company into

finally agreeing to Council's request to pay the Company's share of the cost of improving East Ohio street.

Mr. English arose and said:

In explanation, Mr. President, I want to say that I make this motion in good faith, and I want to call the attention of the members of Council to the fact that on several occasions we met in conference in the Mayor's conference room, not only with the Mayor and Council, but also with the Receivers of the Pittsburgh Railways Company, and the Receivers flatly refused to do anything on East Ohio street; they told us that they would go to the United States Court in support of assisting a petition to get East Ohio street paved. That is a matter of record. A majority of Council were so keenly disappointed that they said they would not meet any more with the Receivers.

Now, just about that time the Pittsburgh Leader took up the matter of the Pittsburgh Railways Company and its Receivers and kept hammering away at them for three or four days. They published the fact that each of the Receivers was receiving \$30,000.00 a year, and that they were drawing upwards of \$100,000 a year from the coffers of a bankrupt company, while at the same time they refused to pay its share of the cost of street improvements and refuse also to pay bridge tolls. The Receivers were made a target by this newspaper and all these facts were brought to the attention of the people of Pittsburgh. It seems to me this newspaper was able, single handed, to do something which the nine members of Council, together with the Mayor and the City Solicitor, were not able to do. The Receivers a year ago flatly refused to go to the United States Court for an order to pay its share of the cost of improving city streets.

Through the Pittsburgh Leader this was accomplished.

Mr. Robinson, when he presented the matter in his report a week or so ago in Committee I congratulated him, but later withdrew same, saying I would not believe the Receivers until the order of the Court was handed down. I am glad that has been done, and in justice to Mr. Robinson I extend him my congratulations. I give him all the

credit to which he is entitled. He kept on the job, but was not able to accomplish this; but through the efforts and articles of the Pittsburgh Leader on the front page it was accomplished.

Mr. Garland arose and said:

Mr. President, I don't believe in this serio-comic stuff. The newspaper comes out as a public servant and it is the duty of a newspaper to look after the interests of the people. I don't believe the Pittsburgh Leader or any other newspaper should be congratulated on what news it publishes. They are created to represent the people.

Mr. Garland moved

That the motion be laid on the table.

Upon which motion, Mr. English demanded a call of the ayes and noes, and the demand being sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Dailey
Garland
Oliver

Robertson
Winters
Herron (President)

Noes—Messrs.

Anderson
English

Henderson

Ayes—6.

Noes—3.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Winters moved

That the President of Council be requested to arrange a meeting, within the next ten days, with the Mayor, the City Solicitor, the Director of the Department of Public Works, the City Engineer, the City Controller, or his representative, the County Commissioners and their Solicitors, the County Engineer, Mr. Howard Heinz, of the Heinz Co., John D. Armstrong, representatives of the North Side Chamber of Commerce, representatives of employees in that district who are compelled to use the ferry, and members of Council, to formulate a definite policy in regard to the rebuilding of the Sixteenth Street Bridge.

Which motion prevailed.

And, on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Friday, January 28, 1921

No. 6

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Friday, January 28th, 1921.

Council met pursuant to the following call:

Pittsburgh, January 26, 1921.

Mr. E. J. Martin,

Clerk of Council:

Dear Sir—In pursuance to the motion adopted by the Committee on Public Works, at a meeting held Wednesday, January 26th, 1921, please call a special meeting of Council for Friday, January 28th, 1921, at 3:30 o'clock p. m. to take action on the appointment of Charles B. Prichard as City Solicitor and R. J. Alderdice as Director of the Department of Public Safety, as submitted by the Mayor, and such other business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON,
President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

The Chair presented

No. 2278. Communication from Business Men and Merchants of the Hill District endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Which was read.

Also

No. 2279. Communication from the Lawrenceville Board of Trade endorsing the appointment of Charles B. Prichard as City Solicitor and R. J. Alderdice as Director of the Department of Public Safety.

Which was read.

Also

No. 2280. Communication from the Fisk Rubber Company, East End Auto Company, The Goodyear Tire and Rubber Company, Jagemen & Spieckert, Miller & Woodward, Motor Square Auto Equipment Co., Penn Storage Battery Company, L. G. Smith, Tierney Brothers, and Wm. Penn Motor Sales Co. endorsing the appointment of R. J. Alderdice as Director of the Department of Public Safety.

Which was read.

Also

No. 2281. Communication from the Baptist Association of Allegheny County endorsing the appointment of Robert J. Alderdice as Director of the Department of Public Safety.

Which was read.

Also

Bill No. 2282. Communication from Allegheny County Colored Women's Committee endorsing the appointment of Robert J. Alderdice as Director of the Department of Public Safety.

Which was read.

Mr. Dailey moved

That the several communications be received and filed.

Which motion prevailed.

UNFINISHED BUSINESS

Bill No. 2162. Communication from the Mayor nominating and appointing Charles B. Prichard for the position of City Solicitor.

In Council, January 24th, 1921, Read and action postponed.

Which was read.

Mr. Winters moved

That the communication be received and filed and the appointment of Mr. Prichard be approved and confirmed.

Upon which motion, the Ayes and Noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

Bill No. 2163. Communication from the Mayor nominating and appointing Robert J. Alderdice as Director of the Department of Public Safety.

In Council, January 24th, 1921, Read and action postponed.

Which was read.

Mr. Winters moved

That the communication be received and filed and the appointment of Mr. Alderdice be approved and confirmed.

Mr. English arose and said:

Mr. President, I am going to vote Aye on this motion. I wish to say that in my opinion the Police Department and the Department of Public Safety has given the City Council less trouble in the past three years than any time that I have been a member of this or the preceding Council of 1911. My opinion is that if any member of Council votes against the confirmation of Mr. Alderdice it would be a serious reflection upon that Councilman, as nothing has been produced which would indicate that he was an unfit person to be the Director of the Department of Public Safety. I have had some knowledge of the Police Department through dealings with Director Prichard and I can truthfully say, without fear of contradiction, that it was impossible to get anything of any nature whatsoever which would indicate that Mr. Alderdice was not the proper man to be Superintendent of Police. That being the case, and a majority of the members of this Council having been here for the past three years and nothing having been produced before Council, either by any member or on charges presented by the Womens Voters' League or any one else to show discredit of the way in which Mr. Alderdice handled the Police Department, it seems to me any member of Council would stultify himself if he voted against the confirmation of Mr. Alderdice as Director of the Department of Public Safety, be-

cause such Councilman would convict himself of winking at the things complained of by these good women. I say this with a kindly feeling and without flaunting in the face of the good women who have protested against the promotion of Mr. Alderdice. They have a perfect right to present such matters to Council for our investigation and consideration. It is the duty of Council to investigate and hear evidence on such matters. With that statement it seems to me there should be no further criticism of any Councilman who votes for the confirmation of Mr. Alderdice.

Mr. Winters arose and said:

Mr. President, I am in favor of the confirmation of Mr. Alderdice as Director of the Department of Public Safety, because the things that have been said and the charges made against him have not been sustained. I have no objection to any one presenting charges against any city official. That is the proper course to take under our system of government. Because of those criticisms and charges having been made an official may be a better man for it. He will avoid—or ought to—the things which were brought out in the discussion. I have no criticism to make of the good women who made objections to the appointment of Mr. Alderdice.

Before a man is proven guilty the charges against him must be sustained. In our American form of government when charges are made in court or before a public body the accused is not found guilty until the charges have been sustained. In this case the charges against Mr. Alderdice have not been sustained.

We find, on reading American history, that some of our greatest statesmen have been severely, and sometimes unjustly, criticized. We celebrate next month the birthday of one of the greatest men of this country, Abraham Lincoln. During the trying times of the Civil War some people thought he was insane; others that he was an ignorant man because he did not understand things as they thought he should. Some thought on the eve of his second election as President of the United States, on account of the strife and turmoil in the country and disagreements as to his policies, it was not possible for him to be re-elected. But posterity recognizes that Abraham Lincoln has been one of our greatest statesmen.

I don't want to draw any comparison between Abraham Lincoln and Robert J. Alderdice only this—that the greatest men in our history, as well as the most humble, have not escaped unjust or unwarranted criticism.

In stand for Mr. Alderdice because he represents the real aristocracy of America—the aristocracy of service. He came up from the street. He does not buy his way to high places. Some people think that by the power of money

they can get what they desire. Not so in the case of Mr. Alderdice. I understand in America we have no royal families or no aristocrats. The only aristocrats we have is the aristocrat of service. Mr. Alderdice is of that class.

He started in the Police Department as a sub-patrolman, became a regular patrolman, lieutenant, captain, commissioner and superintendent, and today he has an opportunity which comes to few men in the Police Department—to become the Director of the Department of Public Safety. Therefore, far be it from me to deny him this opportunity, which may only come to him once in a lifetime, because some people disagree with his methods or have a personal grievance against him.

I believe that charges have been made three times to my knowledge before the City Council against Mr. Alderdice, and not once have they been sustained. In spite of the hardships and obstacles which have been placed in his way he has gone ahead and worked himself up as a real aristocrat of this country—an aristocrat of service.

Therefore, believing that he will make a good Director and that he will be mindful of the protests which have been made against him, he will render better service while in that office. I am voting Yes.

And the question recurring, "Shall the communication be received and filed and the appointment of Mr. Alderdice be approved and confirmed?"

The Ayes and Noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Robertson
English	Winters
Garland	Herron (President)

Noes—Mr.

Oliver

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Garland presented

No. 2283. Whereas, Through his vigilance and diligence in guarding the City's interest, the Chief of the Division of Investigation, P. J. McArdle, recently uncovered and brought to the attention of the Council the practice of certain contractors engaged on City contracts to use in large quantities block stone owned by the City and re-clipped for use by said contractors in substitution for new block stone, for the furnishing and laying of which bids were asked and contracts awarded; and

Whereas, It appears that the City received no compensation for said block stone owned by it and used by said contractors, nor was there any rebate to the City for such substitution, which meant the saving of thousands of dollars to said contracting parties; and

Whereas, A continuation of such showing of favoritism is conducive to shutting out fair competition and thus increasing the burden of the taxpayers; therefore, be it

Resolved, That a copy of the charges made by the Investigator and of the testimony taken in Committee, be forwarded to his Honor the Mayor, with the request that he examine same and cail upon the contractors in the case to make proper restitution to the City, this Council being of the opinion that from the testimony taken the percentage of such substitution can be arrived at and the difference in cost between new block stone purchased and delivered upon the ground, as against old black stone owned by the City, plus cost of clipping, should determine the amount of money that the City should collect.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Mr. English arose and said:

Mr. President, I am in favor of the spirit of the resolution, and at the proper time I will vote for it. There are two or three words of the preamble which would impeach Director Swan, in my opinion. I think it is a serious mistake to pass such a resolution at this time. Council has this matter in its control. I am not willing to submit to the passage of this resolution, because I have my own notion of the course Council should pursue in this matter and for that reason would ask that this matter be referred to the Committee on Public Works, so that we can clear up the whole matter. If this resolution is adopted in its present form we will be prevented from bringing impeachment proceedings later.

Mr. Garland arose and said:

Mr. President, there is no reference to Director Swan by implication or anything else. We are asking the Mayor to get this money. I made a promise to this Council when this communication was sent in by the Mayor regarding the resignation of Mr. Charles A. O'Brien as City Solicitor that I would ask for the return by the contractors of the amount due the City for using stone which belonged to the City.

In accordance with that promise I submit this resolution today and ask that it be passed.

Mr. English arose and said:

Mr. President, I said I like this resolution and will vote for it at the proper time. The second and third whereas clauses are indictments against Director Swan, and if this resolution is adopted we will be prevented from bringing impeachment proceedings later on.

The second whereas clause reads, "Whereas, It appears that the City received no compensation for said block stone owned by it and used by said con-

tractors, nor was there any rebate to the City for such substitution, which meant the saving of thousands of dollars to said contracting parties." Now, Mr. President, there is none of us so dumb that we do not know that Director Swan is charged with giving away stone belonging to the City and thereby allowed contractors something which did not belong to them. If this is true, by these acts he has not kept his oath of office. He has defrauded the City of Pittsburgh.

The third whereas clause is much worse. It says, "Whereas, a continuation of such showing of favoritism is conducive to shutting out fair competition and thus increasing the burden of the taxpayers." Are you going to maintain in public office a man who would willingly allow favorite contractors to use stone which belonged to the City without paying the City a rebate. I say it is improper to include those whereas clauses in the resolution. I am willing to vote for the Resolved part of it, but I will not tie my hands by voting for the resolution in its present form.

Mr. Garland arose and said:

Mr. President, there is no reference to Director Swan by implication. We are simply asking the Mayor to get the money back from the contractors equal to the value of the stone they used which belonged to the City.

Mr. Oliver arose and said:

Mr. President, is it not true that when Council acts on a resolution it votes for or against only that portion of the resolution which is contained in the part which follows the Whereas clauses? In other words, the members vote for the resolution portion and not the preamble.

The Chair said:

Yes, the resolution is the substance before you. The Whereas clauses or the preamble are merely explanatory.

Mr. English arose and said:

Will the President of Council allow me to be recorded as voting Aye on the Resolved portion and No on the Whereas clauses.

The Chair said:

The resolution is in that part where it resolves. The preamble merely explains the resolution, as I stated before.

Mr. Winters arose and said:

Mr. President, I agree with Mr. English and disagree with Mr. Garland. There is no reference to Director Swan. That is true; but how could the condition exist if Director Swan was not a party to it. He lets the contract; he watches the work; he approves the

work, and approves the estimates on which the contractor receives his money from the City. If the resolution passes Director Swan is thereby guilty of crookedness or incompetency. You can take your choice.

Mr. English moved

To amend the resolution by striking out the three "Whereas" clauses, or preamble.

Upon which motion Mr. English demanded a call of the Ayes and Noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson
English

Henderson
Winters

Noes—Messrs.

Dailey
Garland
Oliver

Robertson
Herron (President)

Ayes—4.

Noes—5.

And a majority of the votes not being in the affirmative, the motion did not prevail.

And, the question recurring on the adoption of the resolution, Mr. Garland demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey
Garland
Oliver

Robertson
Herron (President)

Noes—Messrs.

Anderson
Henderson

Winters

Ayes—5.

Noes—3.

When the name of Mr. English was called, he arose and said:

Mr. President, I am voting Aye on the resolution and No on the three whereas clauses.

The Chair said:

Your vote will be recorded on the subject-matter before you.

Mr. Garland arose and said:

Mr. President, how does Mr. English vote?

The Chair:

He votes aye.

Mr. English arose and said:

Mr. President, I then wish to be recorded as not voting.

Ayes—5.

Noes—3.

And, on motion of Mr. Dailey, Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, January 31, 1921

No. 7

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, January 31, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

PRESENTATIONS.

Mr. Dalley presented

No. 2284. Resolution authorizing the issuing of a warrant in favor of Charles H. Cheetham, a Plainclothes Patrolman in the Bureau of Police, for the sum of \$5.29, covering expenses incurred by Messrs. Charles H. Cheetham and William P. O'Donnell in making trip to Freedom, Pa., and return, and charging same to Code Account No. 1459-M, Traveling Expenses, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 2285. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$192.92, for services rendered to the Department of City Planning, in a consulting capacity, during the month of January, 1921, and charging same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 2286. Resolution authorizing the issuing of a warrant in favor of Joseph H. Dye, District Commissioner of the Bureau of Police, for the sum of \$6.35, covering expenses incurred in obtaining evidence against illegal selling of liquor, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2287. Resolution authorizing and directing the City Controller to transfer the sum of \$17,071.08 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and to credit the same as an additional sum for the payment of the cost of completing the repairs to a break in the Thirty-third Street Sewer at Smallman Street, Emergency Sewer Repair Contract, Mayor's Office, File No. 5427, and authorizing and directing the Mayor and the City Controller to respectively issue and countersign a warrant drawn on said fund for the payment of the final estimate.

Also

No. 2288. An Ordinance amending item "On Counter Clerk," in Section 54, Department of Public Works, Division of Surveys, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Also

No. 2289. An Ordinance amending item "One Truck Driver" in Section 54, Department of Public Works, Division of Surveys, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Also

No. 2290. An Ordinance increasing the salary of the Stenographer-Clerk of the Building Code Committee, and appropriating the money therefor.

Also

No. 2291. An Ordinance repealing an ordinance entitled, "An Ordinance authorizing the leasing of a

building sit of City property at the southwest corner of Smithfield Street Bridge at Water Street and Smithfield Street, in the City of Pittsburgh, to Harry Hively, Jr. Company, a co-partnership, and fixing the term, rental and conditions thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 2293. Resolution authorizing the issuing of a warrant in favor of W. H. Elverson Pottery Company in the sum of \$740.21 for flower pots furnished to the Schenley Conservatory, and charging same to Code Account No. 1807, of year 1920.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 2294. An Ordinance establishing the grade of Clearfield Street, from Evanston Street to Ashtola way.

Also

No. 2295. An Ordinance establishing the grade of Evanston Street from Middletown Road to Harrisburg Street.

Also

No. 2296. An Ordinance establishing the grade of Harrisburg Street, from Evanston Street to Ashtola way.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2297. Resolution authorizing the issuing of a warrant in favor of George Kearney for the sum of \$69.20 for expenses incurred in coming to Pittsburgh from Detroit, Michigan, to testify in the matter of the charges of the Division of Investigation that reclipped block stone were used in the repaving of Main Street, from Liberty Avenue to Penn Avenue, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 2298. Resolution authorizing the Director of the Department of Public Works, a representative of the Bureau of Engineering and a Committee of Council to attend and represent the City of Pittsburgh at the American Good Roads Congress, to be held February 9th to 12th, 1921, at Chicago, Ill., and authorizing the issuing of warrants in favor of the said Director and representative of the Bureau of Engineering in payment of their necessary expenses incurred by attending said Congress, and charging same to Code Accounts Nos. 1502-B, Miscellaneous Services, Bureau of Engineering.

Also

No. 2299. An Ordinance providing for the letting of a contract or contracts for the furnishing of two sewage ejectors for the Comfort Stations.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2300. Resolution authorizing and directing the Director of the Department of Public Works to cause the South Pittsburgh Water Company, under and by virtue of an agreement between the South Pittsburgh Water Company and the City of Pittsburgh, dated October 31st, 1910, and an extension of such agreement executed in 1918, to install seventeen (17) fire hydrants in that portion of the 18th and 19th Wards known as Reflectorville; the payment for fire hydrant service to be paid from Code Account No. 1762, Miscellaneous Services, Bureau of Water.

Which was read and referred to the Committee on Finance.

Also

No. 2301. Resolution authorizing the issuing of a warrant in favor of The Pittsburgh Meter Company in the sum of \$507.97, or so much of the same as may be necessary, in payment for the furnishing of meter parts for the Central Meter Shop, and charging same to Code Account No. 1764.

Also

No. 2302. Resolution authorizing the issuing of warrants in favor of the following for the furnishing of coal to Brilliant, Montrose, Ross and Aspinwall Pumping Stations, Bureau of Water, for the year 1921, and charging same to Code Account No. 1755:

Contractor.	Cars.	nage.	Price	
			Ton-	Per
			Ton.	Amount.
For Pitt Coal & Coke Co....	200	10,000	4.40	\$44,000.00
Keister Mac-Quowan Fuel	3	150	3.66	549.00
Keister Mac-Quowan Fuel	10	500	3.70	1,850.00
Valley Camp Coal Co.....	60	3,000	4.25	12,750.00
Pgh. Cambridge Coal Co	10	500	3.92	1,460.00
Corfield Sales Co.	100	5,000	3.91	19,550.00

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 2303. Communication from Pennsylvania Auxiliary No. 1, 80th Division, Veterans' Association, asking for a meeting with Council on Friday, February 4th, relative to appropriation from the City to cover expenditures of the Annual Reunion of said organization in Pittsburgh.

Also

No. 2304. Communication from A. O. Detchon asking the City to pass an ordinance exempting owners of

small dwelling houses from payment of taxes for a period of five years from the date of erection.

Which were read and referred to the Committee on Finance.

Also

No. 2305. Communication from the Brookline Board of Trade asking that Brookline Boulevard from Pioneer Avenue, 19th Ward, be repaved.

Which was read and referred to the Committee on Public Works.

Also

No. 2306.

DEPARTMENT OF LAW.

PUBLIC UTILITIES LEGISLATION.

Pittsburgh, January 25, 1921.

John S. Herron, Esq.,
President of Council,
City-County Building, City.

Dear Sir:

I beg to state for the information of Council that I have collected the further sum of \$7,818.87 from the Receivers of the Pittsburgh Railways Company, to cover the asphalt repairs along the right of way of the Railways Company for the year 1920.

This covers the complete account of the City against the Receivers for the item of asphalt repairs, the Receivers having previously paid for the years 1918 and 1919.

The voucher for said amount has been sent to the Mayor for transmission to the City Treasurer.

Yours very truly,

CHARLES K. ROBINSON.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2307. Communication from the Art Commission of Pittsburgh, submitting list of projects which met with the approval and disapproval of the Commission during the year 1920.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2308. Report of the Committee on Finance for January 25th, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2232. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to make a lease with Jennie P. A. Sullivan for certain property on Frazier Street, Fourth Ward and fixing the rental thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winter
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2233. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Seventy-five thousand dollars (\$75,000.00) for the payment of Engineering, Mechanical and other services in the Bureau of Water, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winter
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2239. An Ordinance entitled, "An Ordinance amending Section 66, Bureau of City Property, Department of Public Works, of an ordi-

nance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Mr.

English

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 2236. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$103.69 from Code Account No. 1446, Item A-4, Wages, Temporary Employees, Bureau of Police, year 1920, to Code Account No. 1460, Item B, Miscellaneous Services, Bureau of Police, year 1920, to be used for settlement of account of the Animal Rescue League of Pittsburgh.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2238. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Henry Mackin in the sum of \$34.71, being 50 per cent. of the excess meter rate over the former flat rate, on property at 209 Lacock Street, 22nd Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2208. Resolution authorizing the issuing of a warrant in favor of W. S. Miller in the sum of \$60.00, being refund on assessment of \$298.05 for grading, paving and curbing of Windsor Street, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2234. Resolution authorizing the issuing of a warrant in favor of the Burroughs Adding Machine Company in the sum of \$655.00, for Burroughs Adding Machine for the

Bureau of Costs, and charging the same to Code Account 1012, Equipment, Mayor's Office.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2235. Resolution authorizing the issuing of a warrant in favor of John C. Calhoun, District Commissioner of the Bureau of Police, for the sum of \$191.61, covering expenses incurred in obtaining evidence on various places for selling liquor and Jamaica ginger, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Noes—None.

Ayes—0.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2014. Resolution authorizing the issuing of a warrant in favor of Mary Sarsfield for the sum of \$_____, in payment for injuries received by tripping on defective boardwalk on Wakefield Street, and charging the same to Appropriation No. 42, Contingent Fund.

In Finance Committee, January 25th, 1921. Read and amended by inserting in blank space the figures "\$150.00,"

and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 2309. Report of the Committee on Public Works for January 26th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1616. An Ordinance entitled, "An Ordinance widening Diamond Street, in the First and Second Wards of the City of Pittsburgh, from Smithfield Street to Grant Street, fixing the widths and position of sidewalks and roadway, establishing and re-establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

MOTIONS AND RESOLUTIONS.

Mr. Winters presented

No. 2310. Resolved, That Council and the Mayor join with the Memorial Committee of the Fifth Zone, Sixth Ward, Pittsburgh, Pa., in inviting General John J. Pershing to attend the unveiling of the Monument of the Fifth Zone Service Men from the Sixth Ward, on Memorial Day, Monday, May 30th, 1921.

Which was read.

Mr. Winters moved

The adoption of the resolution.

Which motion prevailed.

The Chair said:

Gentlemen, the minutes of Council for Monday, January 17th, and Monday, January 24th, are on your desk for approval.

Mr. Oliver arose and said:

Mr. President, last week I requested the postponement of the approval of the Minutes of Council for Monday, January 17th, in order to bring up a matter of personal privilege.

In Council on Monday, January 17th, in discussing the incidents which led to the removal of Mr. Gottschall as Mayor's Secretary last winter, Mr. English made the following statement:

"In my efforts to uphold the honor and integrity of the Council I made the motion which brought about the dismissal of the Mayor's Secretary. I received information not so long ago which leads me to believe that Mr. Gottschall had some basis for his charge. If a certain thing had been carried through as engineered it would have affected the election of Mr. Oliver would not now be sitting in Council."

On Monday, January 3rd, Mr. Winters made a statement in Council which, exercising a generally recognized privilege, he subsequently requested be eliminated from the printed minutes of the meeting. By quoting Mr. Winters' statement in his own speech on Monday, January 17th, however, Mr. English has made it a part of the official record of Council. At the time he made the statement referred to

Mr. Winters was addressing Mr. Dailey and said, "Through your dirty work the Mayor's Secretary was dismissed to protect you from scandal."

I regret extremely the necessity of bringing this matter again before the attention of Council and do so only because I feel that both the statements referred to affect vitally my position in this body. In both cases the election in which I was chosen a member of Council was under discussion and the inference to be drawn is obvious and unmistakable. Mr. Winters' statement, addressed, as it was, to Mr. Dailey, is practically a direct charge that Mr. Dailey received some valuable consideration for casting his vote for me. Mr. English's statement that he had received information not long ago which led him to believe that Mr. Gottschall had some basis for his charge can mean nothing other than that some member of Council, not named, voted for me because of the receipt of some valuable consideration—a necessarily illegal act.

Obviously, the statements made by Mr. English and Mr. Winters are either true or false. If true, they are certainly susceptible of proof, and the gentlemen who made them should be able and willing to prove them to be true. On the other hand, if the statements are, as I believe them to be, nothing but a mere repetition of the baseless rumors which emanated from Mr. Gottschall and which Mr. Gottschall himself would not, presumably—because he could not—defend before Council, then both Mr. English and Mr. Winters should so state in justice to me and to whichever members of Council is referred to in the remarks quoted.

I feel, therefore, that I have a perfect right to demand of Mr. English and Mr. Winters that they prove their charges if they can or else admit that those charges were made without foundation, and I now ask each of these gentlemen to answer the following questions:

1. What Councilman was bribed to vote for me?
2. What consideration did he receive?
3. From whom did he receive it?

If Messrs. Winters and English can answer these questions so definitely and explicitly as to involve, beyond any reasonable doubt, any member of Council in a transaction that whereby that member received a valuable consideration for voting for me, and can produce satisfactory proof of the correctness of their answers, I shall, of course, resign immediately from Council. If they can give only indefinite answers, or answers not supported by proof, they stand condemned of impugning the integrity of one member of Council and the good faith of another without any justification whatever and should immediately make public acknowledgement to that effect on the floor of Council and with-

draw their remarks on the subject from the record.

A serious cloud has been cast on my title to a seat in Council by two members of this body. If that title is really impaired I have no desire to occupy the seat. If, on the other hand, as I have every reason to believe, the cloud has been cast without justification, then it is certainly due me that it be removed.

Will the gentlemen answer the questions?

Mr. English arose and said:

Mr. President, I am very glad to say that I can and will answer Mr. Oliver's questions if he will put them.

Mr. Oliver arose and said:

What Councilman was bribed to vote for me?

Mr. English said:

Mr. President, I don't know of any Councilman being bribed to vote for Mr. Oliver.

Mr. Oliver said:

What consideration did he receive?

Mr. English said:

I don't know of any consideration being given by any person.

Mr. Oliver said:

From whom did he receive it?

Mr. English said:

I don't know of any person giving anything or taking anything.

In explanation of my statement to which Oliver takes exception, I want to repeat and reiterate it. The words are as follows:

"I received information not so long ago which leads me to believe that Mr. Gottschall had some basis for his charge. If a certain thing had been carried through as engineered it would have affected the election and Mr. Oliver would not now be sitting in Council."

Mr. President, in justice to Mr. Oliver I deem it my duty to protect his good name the way I asked the other eight members of Council two weeks ago to protect mine. The other members of Council did not rise, as I do now. I cheerfully do this because I did not in the slightest degree mean to infer that any of his friends in Council were improperly influenced to vote for him.

My statement must be taken by coupling the two sentences together—that was the basis of Mr. Gottschall's remarks whatever they may have been. It was rumor we heard. The words, "Mr. Gottschall had some basis for his charge" refers to the scheme which was being engineered, and I started the proposition which upset that scheme. If Mr. Oliver thinks my explanation is impugning upon him or his friends, I publicly declare that I cannot see how he can read this into my language.

Mr. Oliver arose and said:

Mr. President, Mr. English's explanation is quite satisfactory to me. It is unfortunate that Mr. Winters' remarks have been injected into the record. As I explained before, Mr. Winters, by exercising his privilege, had the remarks referred to removed from the records, but, as a matter of fact, they are in the printed record of Council as a part of Mr. English's remarks. For that reason I ask Mr. Winters to answer the questions which Mr. English has answered.

Mr. Winters arose and said:

Mr. President, No; not in the same way. I do not propose to allow anyone to put me on the rack. I made my explanation about a week ago relative to the removal of my remarks from the printed record, and I don't propose to make any statements today that might come in conflict with the statements made at that time.

In making the remarks about Mr. Dailey's dirty work, that might imply many things. In reference to Mr. Dailey at that time, in the heat of discussion, which was really caused by other matters, if Mr. Oliver chooses to interpret my remarks as being a reflection upon his election to Council and the giving of some money or valuable consideration to any member of Council for voting for him he is entitled to his interpretation. I was not thinking of it in the same way myself.

When Mr. Oliver was elected a member of this Council I presented his name to the body. I spoke my sentiments concerning him and his value as a member of the Council at that time. Those remarks are part of the Municipal Record and if I had thought at that time that he was not worthy, or was personally involved in anything dishonorable I would not have made the remarks I did endorsing him, nor would I have presented his name.

The Chair said:

Gentlemen, you have heard the explanations of Mr. English and Mr. Winters. The minutes of January 17th and January 24th are on your desk.

Mr. English moved

That the minutes of Council for Monday, January 17th, and Monday, January 24th, 1921, as printed, be approved.

Which motion prevailed.

Mr. Dailey moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson on November 4, 16, 23 and 29; December 1, 7, 14 and 28, 1920, and January 7, 11, 18 and 19, 1921;

Mr. Dailey on December 30, 1920, and January 11, 1921.

Mr. English on November 16 and 23; December 1, 2, and 8, 1920, and January 6 and 7, 1921;

Mr. **Garland** on October 27; November 4; December 1, 14, 21, 22, 23 and 29, 1920, and January 8, and 18, 1921;

Mr. **Henderson** on November 4 and 16; December 23, 1920, and January 11, 1921;

Mr. **Herron** (President) on November 10 and 16, 1920, and January 11 and 12, 1921;

Mr. **Oliver** on November 29 and December 21 and 30, 1920;

Mr. **Robertson** on October 27; November 10, and December 28, 1920!

Mr. **Winters** on November 4 and 16; December 8 and 30, 1920, and January 4, 1921.

Which motion prevailed.

And on motion of Mr. **Garland**,
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, February 7, 1921

No. 8

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, February 7, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Absent—Messrs.

Garland	Robertson
Henderson	

PRESENTATIONS.

Mr. Anderson presented

No. 2311. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Appropriation No. 49, Interest on Contracts, to Appropriation No. 156, City Hall Bonds, 1910.

Also

No. 2312. Resolution authorizing and directing the City Controller to pass payrolls and paybills for materials required in the repairs at the Highland Park Zoo.

Which were read and referred to the Committee on Finance.

Also

No. 2313. Resolution authorizing the issuing of a warrant in favor of David Braun in the sum of \$1,500.00 for 100 dozen pair of men's pants, for the Pittsburgh City Home and Hospital, and charging same to Code Account No. 1320.

Which was read and referred to the Committee on Charities and Correction.

Mr. Dailey presented

No. 2314. Resolution authorizing the issuing of a warrant in favor of Charles Johnston, District Commissioner of the Bureau of Police, for the sum of \$105.75, covering expenses incurred by him in securing evidence against several persons for illegal selling of liquor, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2315. Resolution authorizing and directing the City Controller to transfer the sum of \$6,500.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1045½, Wages, Temporary Employees, Transit Commission.

Which were read and referred to the Committee on Finance.

Also

No. 2316. Resolution authorizing the issuing of warrants in favor of the Animal Rescue League of Pittsburgh for \$1081.68 and Robert A. Patton for \$30.20, in payment of claims contracted for by the Department of Public Safety without competitive bids, and charging same to Appropriation Nos. 1460 and 1459-M, respectively.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 2317. Resolution authorizing and directing the City Treasurer to receive City Taxes on property in the former Chartiers Township and give the benefit of the 2 per cent. discount during the entire month of February.

Also

No. 2318.

Whereas, The controversy between Mayor Babcock and former Special City Solicitor Robinson raises the question as to whether or not the Council of the City of Pittsburgh or any member thereof had any knowledge of the matters now in controversy; and

Whereas, The statement of Mr. Robinson if true and allowed to go unchallenged by the Council would convict the Council of gross negligence, inefficiency and infidelity to the oath of office; and

Whereas, Mr. English is the only Councilman who immediately denied having knowledge of the matters complained of by Mr. Robinson; and

Whereas, Messrs. Herron, Dalley and Robertson in a newspaper interview are quoted as follows: "John S. Herron, President of Council, when his attention was called to the statement last night, refuted the Mayor's declaration that Mr. Robinson was a 'creature of Council' or had any special connection with that body. Mr. Robinson occupied the same position with regard to Council as does every employee of the City," Mr. Herron asserted."

"Councilmen John H. Dalley and William H. Robertson took issue with the Mayor's declaration that Council participated in all action concerning public utilities litigation. They stated that Council was called into conference by the Mayor on some questions, but that many matters connected with the subject were not taken up or discussed with Council."

"The general policy of the administration in this litigation, which was a matter between the Mayor, as the City Executive, and the Law Department and special city counsel, subject to his orders, was not determined by Council," Mr. Dalley said. "In fact, on one particular occasion when Council and Mr. Robinson agreed, at a conference in which the Mayor participated, to pursue an aggressive policy to collect city claims, Mayor Babcock objected to this policy and held it up"; and

Whereas, If the three members of Council actually made these statements, unless the Council by majority vote repudiates and denies such statements the Council as a body and the members composing it who do not vote to repudiate and deny such statements are either guilty of gross negligence, inefficiency and infidelity to the oath of office as representatives of the people of Pittsburgh or else they confess and admit that as Councilmen they assisted in obstructing business of supreme value and importance to the people of Pittsburgh; therefore, be it

Resolved, That the Council of the City of Pittsburgh declare that as a body and as individuals that every honorable means at the command of the Council has been used to further the interests of the people of Pittsburgh in protecting the rights of the people against all the public utility companies and that Council as a body and the members as individuals know that five members of Council with the consent of the Mayor, or six members without the consent of the Mayor, could adopt any motion or resolution affecting public utility matters or any other city business; and be it further

Resolved, That the policy of the city in public utility matters has been determined by Council and the Mayor, both usually following the opinions and judgment of Mr. C. K. Robinson, and that Council as a body and as individuals had no knowledge of the differences or matters complained of by

Mr. Robinson until he read his statement in our presence on Wednesday, Feb. 2, 1921, after he had resigned, and we further declare that if information had been given to Council at the time any of the alleged attempts at obstruction were offered we would have opposed such attempts with every means at our command.

Also

No. 2319. Resolution requesting the Bureau of Recreation to submit a detailed estimate to Council relative to the proposed expenditure of the playground bond funds.

Also

No. 2320. Resolution requesting the Mayor to arrange a meeting with the Senators and Representatives of Allegheny County and the members of Council to discuss the legislation presented or to be presented to the Pennsylvania Legislature affecting Pittsburgh and authorizing the issuing of warrants in payment of any expenses that may be incurred in connection with said meeting, upon the approval of the Finance Committee, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2321. Copy of A Supplement to an Act "Creating, in counties having a population of from eight hundred thousand to one million five hundred thousand, a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the County Commissioners; fixing their salaries, etc."

Which were severally read and referred to the Committee on Finance.

Also

No. 2322. Communication from property owners of that portion of the 20th Ward, known as Esplen, calling attention to the Pennsylvania Railroad Company using a portion of Esplen street, damaging their property.

Which was read and referred to the Committee on Public Works.

Mr. Oliver presented

No. 2323. Communication from Churchill Mehard, Colonel, First Field Artillery, Pennsylvania National Guard, asking that the Council appropriate an amount of money for their use.

Which was read and referred to the Committee on Finance.

Also

No. 2324. Communication from W. J. Zahniser asking the Council to pass an ordinance changing the location of Bellerock street, 14th Ward.

Also

No. 2325. An Ordinance repealing that portion of Ordinance No. 118, entitled, "An Ordinance approving, confirming and locating certain streets and alleys and avenues in the City of Pittsburgh as laid out in a certain plan known as Parts of 21st and 22d Wards Plan of Streets, approved by Councils November 11th, 1872, etc.," which was

approved by the Mayor June 29th, 1894, and recorded in Ordinance Book vol. 9, page 618, which locates Dunfermline (now South Dunfermline) street, from the northerly line of Reynolds street to a point 257.66 feet southwardly therefrom.

Also

No. 2326. An Ordinance re-establishing the grade of Mathews way, from Mellon street to St. Clair street.

Also

No. 2327. An Ordinance establishing the grade of Riolite way, from Black street to Mathews way.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 2328. Resolution authorizing the issuing of a warrant in favor of M. A. Kennelly in the sum of \$150.00, in full settlement of all claims for damages to his automobile by running into a rope on Harriett street, which was stretched across the street to protect children coasting on Graham street from being injured by vehicles, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2329. Resolution authorizing and directing the Department of Law to accept from Webster Hinnau, in full settlement of the assessment made against him as benefits for the grading, paving and curbing of Wapello street, the sum of \$625.00, and upon payment thereof, to acknowledge satisfaction of record of all claims against said Webster Hinnau and his property growing out of the improvement of said Wapello street.

Also

No. 2330. Resolution authorizing and directing the Department of Assessors to issue an exoneration in favor of John A. Beck & Company in the sum of \$1703.64 and Stewart H. Clapp and Walter H. Hawkins in the sum of \$2402.55 for property in the Twenty-first Ward used by the North Side Board of Trade as an athletic field and playground for the years 1917, 1918, 1920 and 1921.

Also

No. 2331. An Ordinance giving consent of the City of Pittsburgh to the annexation of the Borough of Homestead.

Which were severally read and referred to the Committee on Finance.

Also

No. 2332. An Ordinance authorizing and empowering the County Commissioners of the County of Allegheny to construct and maintain a public highway bridge, with its approaches and appurtenances, over the Allegheny River, from or near Penn avenue to South Canal street, over 16th street, private properties and property of the Pennsylvania Railroad Company, the right of way of the Pittsburgh Junction Railroad Company, over and across

the Allegheny River, the right of way of the Pittsburgh and Western Railway Company, and on and over Chestnut street, and to erect, construct and maintain piers and abutments upon the wharves on the north and south sides of Allegheny River owned and controlled by the City of Pittsburgh.

Also

No. 2333. An Ordinance opening South Dunfermline street, in the Fourteenth Ward of the City of Pittsburgh, from the northerly line of Reynolds street to a point 257.66 feet southwardly therefrom; establishing the grade thereon and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2334. An Ordinance extending and opening Riolite way, in the Eleventh Ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2335.

Pittsburgh, January 31, 1921.
To the President and Members of Council:

Gentlemen—At a meeting of the Joint Committee on City Hall-Court House Building, held this day, the following motion was unanimously adopted:

"That the Committee accept the proposition of Edward B. Lee, architect, to settle all claims against the City of Pittsburgh and the County of Allegheny upon the payment of the sum of \$10,000.00; this sum to include all commissions on all extra work authorized to be done by the Committee."

It is understood that one-half of the amount stipulated will be paid by the County and the other half by the City.

The Joint Committee asks your approval of this action.

Respectfully submitted,

ROBT. GARLAND,
Chairman Pro Tem.

Which was read.

Mr. Winters moved

That the report be accepted and approved.

Which motion prevailed.

The Chair presented

No. 2336. Communication from A. Gross MacConnell offering in behalf of his mother, Mrs. Mathilda G. MacConnell, property located at the corner

of South Winebiddle avenue and Harriett street for playground purposes for the sum of \$80,000.00.

Also

No. 2337. Communication from James Francis Burke relative to the annexation of Greentree Borough to the City of Pittsburgh.

Also

No. 2338. Communication from James Francis Burke relative to the annexation of the Borough of Ingram to the City of Pittsburgh.

Also

No. 2339. Communication from John Swan, Director of the Department of Public Works, transmitting letter from the M. O'Herron Company relating to settlement on Melwood street contract.

Also

No. 2340. Report of the Sinking Fund Commission for 1920.

Which were severally read and referred to the Committee on Finance.

Also

No. 2341. Communication from John Swan, Director of the Department of Public Works, asking for an investigation of the charges made by the Division of Investigation that certain irregularities were practised in making up final estimate on the River Avenue Repaving Contract.

Also

No. 2342. Petition of property owners asking that Buffalo street, in the Fourth Ward, be repaved.

Which were read and referred to the Committee on Public Works.

Also

No. 2343. Petition of property owners for the repeal of the ordinance locating South Dunfermline street, from Penn avenue to Reynolds street, Fourteenth Ward.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2344. Communication from Nettie Connors, president Lt. E. R. Geary Circle No. 7, Ladies of the G. A. R., asking permission to conduct a tag day in Pittsburgh.

Also

No. 2345. Communication from the Whitacre Engineering Company asking that the reinforced concrete ordinance be amended so as to allow the use of Schuster's Two-way system for floor construction.

Which were read and referred to the Committee on Public Safety.

Also

No. 2346. Communication from the Board of Public Education thanking the members of Council for their efforts in bringing about the payment of taxes in time to avoid delay in meeting the January payroll.

Which was read.

Mr. Dalley moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2347. Communication from the Chamber of Commerce protesting against the abolishment of the Division of Investigation.

Which was read.

Mr. Dalley moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2348. Communication from the Oakland Board of Trade inviting the members of Council to attend the meeting of said organization on Tuesday evening, February 8, 1921, to hear the address of F. F. Nicola on the subject of taxation.

Which was read.

Mr. Dalley moved

That the communication be received and filed, and as many members of Council as possible attend the meeting.

Which motion prevailed.

Also

No. 2349.

MAYOR'S OFFICE.

Pittsburgh, January 20, 1921.

To the President and Members of Council:

Gentlemen—As Chief Executive of the City of Pittsburgh, I have had served upon me a notice that there has been filed in the Court of Quarter Sessions of Allegheny County at No. 47 November Sessions, 1920, Miscellaneous Docket, a petition of qualified voters of the Borough of McKees Rocks for annexation to the City of Pittsburgh.

The statute provides that the City, by ordinance, shall within three months consent or refuse to consent to the annexation. If you will indicate by a motion in Committee just what attitude you desire to take on this important matter, and refer the same to the Law Department, an ordinance will be prepared and submitted to you for consideration. Yours respectfully,

E. V. BABCOCK,

Mayor.

Also copy of Notice filed in the Court of Quarter Sessions of Allegheny County at No. 47 November Sessions, 1920, in re petition of qualified voters of the Borough of McKees Rocks for annexation to the City of Pittsburgh.

Also

No. 2350.

MAYOR'S OFFICE.

Pittsburgh, February 2, 1921.

To the President and Members of Council:

Gentlemen—As Chief Executive of the City of Pittsburgh, I have had

served upon me a notice that there has been filed in the Court of Quarter Sessions of Allegheny County at No. 53 November Session, 1920, Miscellaneous Docket, a petition of qualified voters of the Borough of Ingram for annexation to the City of Pittsburgh.

The statute provides that the City, by ordinance, shall within three months consent or refuse to consent to the annexation. If you will indicate by a motion in committee just what attitude you desire to take on this important matter, and refer the same to the Law Department, an ordinance will be prepared and submitted to you for consideration. Yours respectfully,

E. V. BABCOCK,
Mayor.

Also copy of Notice filed in the Court of Quarter Sessions of Allegheny County at No. 52 November Sessions, 1920, in re petition of qualified voters of the Borough of Ingram for annexation to the City of Pittsburgh.

Also

No. 2351.

MAYOR'S OFFICE.

Pittsburgh, February 2, 1921.

To the President and Members of Council:

Gentlemen—As Chief Executive of the City of Pittsburgh, I have had served upon me a notice that there has been filed in the Court of Quarter Sessions of Allegheny County at No. 52 November Sessions, 1920, Miscellaneous Docket, a petition of qualified voters of the Borough of Greentree for annexation to the City of Pittsburgh.

The statute provides that the City, by ordinance, shall within three months consent or refuse to consent to the annexation. If you will indicate by a motion in Committee just what attitude you desire to take on this important matter, and refer same to the Law Department, an ordinance will be prepared and submitted to you for consideration. Yours respectfully,

E. V. BABCOCK,
Mayor.

Also copy of Notice filed in the Court of Quarter Sessions of Allegheny County at No. 52 November Sessions, 1920, in re petition of qualified voters of the Borough of Greentree for annexation to the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 2352.

Mr. C. K. Robinson, former Special Assistant City Solicitor in the Department of Law, in charge of Public Utilities litigation, appeared before the Committee on Finance this day (Wednesday, February 2, 1921) and asked the privilege of making a statement relative to his resignation from office.

Mr. English arose and said:

Mr. Chairman, I would suggest that the Mayor be invited to be present at this meeting and hear the statement of Mr. Robinson. I so move, Mr. Chairman.

Mr. Robertson said:

Mr. Chairman, I second the motion.

The Chairman:

I don't see any necessity for asking the Mayor to come here.

Mr. C. K. Robinson arose and said:

Mr. Chairman and Members of the Committee on Finance: I want first to announce to you that following the Mayor's statement following the induction into office of Charles B. Prichard as City Solicitor on last Saturday morning, I immediately took steps to get in touch with the Mayor and the City Solicitor. I was unable to get in touch with them until this morning.

Mr. English arose and said:

Mr. Chairman, I raise a point of order. If Mr. Robinson is going to submit to us a statement as to what took place between Mr. Robinson and the Mayor it is evident that there has been a dispute between them. If we are to give a decision as to who is right, or if Council is to be involved in any way in this matter, we should at least invite the Mayor to be present. I do not know whether he would come or not, but Council ought to be fair and at least invite the Mayor to be present. If Mr. Robinson is going to relate his side of the dispute surely common decency would suggest that the Mayor should be given an opportunity to hear Mr. Robinson and make reply, if he cared to do so. I believe we should send for the Mayor and clean the matter up at one time, because I seem to sense a feeling that this will develop into a bigger argument later on.

Mr. Robertson arose and said:

Mr. Chairman, I withdraw my second to Mr. English's motion to send for the Mayor.

Mr. Robinson arose and said:

Mr. Chairman, as I was saying, I presented my resignation to the City Solicitor, Charles B. Prichard, on Monday and the resignation was accepted today. Before I make any statements in answer to the accusations made by the Mayor on Saturday, I want, first of all, to express my appreciation of the cordial relations which existed between myself and the members of Council. I want to remind you that this office was created largely by the introduction of an ordinance in Council and was fostered by Council, and I have in many respects considered this an activity of the Legislative Branch of the City Government as well as the Executive Branch. So I think this is the proper place to say what I have to say in regard to the activities of that department.

The incorrect and misleading statements made by the Mayor on last Saturday concerning the conduct of the affairs of Special Counsel compel me, out of self-respect, to resign, and in the interests of the public to reveal the real situation. I owe no further loyalty or allegiance to the Mayor of this City, and I propose to here and now answer the charges and imputations contained in his speech on Saturday noon, and disclose all the facts. The public may then judge who really tried to serve them.

The Mayor has appointed a new City Solicitor, to whom, in dramatic fashion, he has attempted to publicly commit the handling of public utility matters, contrary to the provisions of the existing ordinance of the City specially placing such matters in the hands of special counsel. He has made accusations respecting the conduct of the affairs of that office which I cannot permit to go unchallenged and undenied, which I here and now deny.

He would make it appear that Special Counsel by some power of magic could have stopped the rising tide of prices precipitated by the war, and have forced service from the utilities here at prices lower than pre-war prices. It so happens, in spite of his statement to the contrary, that we do in fact enjoy some rates as low and even lower than the pre-war rates, namely, domestic electric light rates and City street lighting rates, both of which were the direct result of complaints before the Public Service Commission and protracted proceedings and negotiations thereafter. Telephone rates in Pennsylvania were in 1919, as the result of a complaint of the City of Pittsburgh, made by Special Counsel, before the Public Service Commission, reduced to their pre-war level, and the increases made in April, 1920, were fought out before the Public Service Commission during the Spring and Summer of 1920, resulting in reductions of the rates filed by the Company.

In street car fares the night fares, which were twice the day fares, were eliminated after three contests before the Commission. Numerous modifications of fares and fare arrangements have been worked out as the result of contests before the Commission. In service matters, many streets have been paved in spite of those which the Receivers have refused to pave, acting under the orders of the United States Court; a crosstown line has been added with transfers, and additional cars have been added to various lines as the result of traffic counts and hearings before the Commission.

The Mayor speaks of the expenditure of \$210,000 in four years, but he does not mention the fact that this sum and much more was saved to the people every year by the reductions accomplished by the Special Counsel for the City. He does not refer to the fact that within the last month Special Counsel succeeded, after two hearings before the Public Service Commission,

in restoring a fire hydrant rental of the South Pittsburgh Water Company, which will save the City of Pittsburgh \$18,000.00 in the next two years, and gives the City a rate of \$20.00 a hydrant, against \$50.00 a hydrant in the balance of the territory of the South Pittsburgh Water Company. He also does not mention the fact that the bulk of this \$210,000 was spent for engineers and accountants in connection with the valuation of the Pittsburgh Railways Company and that every cent paid out was first approved by the Finance Committee of Council and paid on a warrant signed by himself. Nor does he refer to the fact that the interests whose securities were involved and who claimed values as high as 100 millions, spent many times this sum of \$210,000 in the valuation proceedings and employed the ablest lawyers at the Allegheny County Bar, who were paid sums at least equal to the total amount paid out by the City of Pittsburgh for engineers, attorneys, accountants and all other expenses. The compensation paid to myself of \$7,500 per year with expenses, and \$5,000 to the other Special Counsel, including all public utility matters, was but a small part of the payments made to other attorneys in the valuation proceedings alone! I mention these matters not because they are of prime importance, but in order that I may clear the atmosphere of the subject and bring to your attention matters that are more vital.

The great objective and struggle of Special Counsel has been to bring about the reorganization of the Pittsburgh Railways System in line with the present conception of the responsibilities of such companies. We know the evils of the past which have come from high financing and promotion management, and we know that they must be cut out of the heart of the system before we can have a real institution here. To that end I have worked night and day, leaving no stone unturned; that I may have been thwarted by a Receivership, by the economic disturbances due to a great world war is undoubtedly a great disappointment, but reflects no shortcoming on my part. I may have erred in my judgments, and I have no doubt in so difficult and involved a subject I have made mistakes, but I can say with a clear conscience that I have not faltered in my desired or in my endeavors to bring the answer that was right and just and for the best interests of this great community.

So far as these accounts are concerned against the Receivers, there has been no discovery by the Mayor or the newspapers of the City of Pittsburgh. They were injected into the records and papers in the United States District Court within 30 days after the Receivers were appointed in 1918, and they have been a matter of consideration and moment in the United States Court from that day to the present time. The matters have been discussed with the Mayor and Council and the Receivers on many occasions and efforts have

been made both in and out of the Court to collect and adjust these accounts. During the wage controversy in May and June, 1920, and the threatened strike, they were given special consideration by everybody in connection with the question of wage and fare increases, and the financial condition of the Receivership was thoroughly reviewed, and its inability to pay many of its obligations was generally understood and admitted as one of the facts in the situation, as was also the fact that the Receivers were committed to the largest budget of improvements undertaken by the Company within ten years. In September of 1920 I specifically called the Mayor's attention to the condition of the accounts and to the fact that these accounts were beginning to assume large proportions and solicited his aid in forcing collection, experience indicating that pressure from public officials and the public was much more speedy in securing practical results than the slow and delayed processes of the Courts. I think it was generally recognized that for a considerable period in the Fall we had every reason to believe that we would be successful in effecting an amicable adjustment of the account. The Mayor himself suggested that suits be withheld until the results of negotiations could be determined, yet he now parades this matter as if it were a great delinquency on my part. When, however, it appeared that a settlement was impossible, steps were taken at once to consider the most appropriate and effective method of attack and to prepare the correct data and secure the supporting evidence. It was also recognized that the question was a very momentous and complicated one for these reasons: The present claims were against the Receivers of the Federal Court, and yet in the light of recent decisions of the Public Service Commission bearing upon the conditions of franchises, an issue would be raised which would involve not only the present obligations, but the whole future of these claims, running into millions of dollars. It was no time for snap judgments or to be stampeded by the clamor of those who sought an immediate display of action. The whole future of the relations between the Company and the City respecting these claims hung on the probable outcome of a decision squarely raising the merits of this issue and with it a very important element in the reorganization of the Pittsburgh Railways System. If the City by any chance lost or jeopardized its rights for the future, it lost one of the most effective weapons for a fair deal in the reorganization, and once lost it was irretrievably gone, because the franchises are in perpetuity. Consequently, I was loath to force the issue to a definite decision until I had weighed all the elements, all the consequences, and since there had been a change in the City Solicitorship, an opportunity to lay the situation before the new City Solicitor and confer together with him on the best and most

expedient course for the City's interest. Both Mr. Monro and myself had conferred with Mr. O'Brien, the then City Solicitor, on the matter and had tentatively agreed upon a program of action when both of these men ceased to be connected with the City work. In the meanwhile, both Mr. Brietenstein, Accountant in the Controller's Office, and Mr. Slippy, Accountant in the Mayor's office, continued their work of preparing data and records. I sought on three or four occasions to interview the Mayor during January, so that I might lay the matter before him, but was unsuccessful in seeing him. In fact, he practically refused to see me. If the Mayor had entertained the idea that I was remiss in these matters, he knew that I was in reach on a moment's notice, and that I welcomed the opportunity of going over the situation with him any time that he desired, in or out of office hours, and he knew, above all things, that my heart was in my work and that I had spared neither time nor effort to accomplish what I believed to be right.

So much for my conduct of the matters committed to my charge, but what of the Mayor's conduct in these three years, for we must travel under no false colors in this great fight for the public interests.

This recent public declaration on the part of the Mayor, delivering in solemn fashion the great commission to collect these accounts to the new Solicitor, is a strange and new role for the Mayor among those of us who have known his guiding motives in this controversy. I personally have been heartsick, not once, but many times not only at his lack of support and encouragement in promoting the public welfare, but in his lack of real public interest and in his refusal to see and support the great public interests at stake. I have received neither support nor encouragement to keep the valuation of the property within proper limits; in fact, after the decision of the Public Service Commission, fixing a valuation under the stress of extreme war prices, at sixty-two and one-half millions, I was in doubt for some time whether he would even permit me to take an appeal to the Superior Court, and seriously questioned in my own mind whether I would not be compelled in the public interests to resign if he prevented an appeal, and left us hopeless in the matter of attacking the valuation and rate of return on this property. I can fairly and truthfully say that the vacillating and uncertain attitude of the Mayor in these important matters at critical times did more to hamper and delay the basis of readjustment and to encourage the other side than any other element in the case. It was always the stumbling block to progress, the other side always being hopeful that they could make their deal with **their Mayor** and not with the Special Counsel. I recall, for instance, that during the valuation proceedings I went to the Mayor to have him suggest the names

of appraisers to pass upon the valuation of the Railway Company's properties, and was amazed to find that his first choice was persons who had always been identified with Railway interests, and who were in some instances later appointed by the Railway Company itself.

On another occasion, when the gas companies had given public notice, in June, 1920, to increase gas rates, while I was in Harrisburg, appearing before the Public Service Commission in the telephone matter, a meeting was arranged with representatives of the Company in my absence, and an understanding effected that no complaints would be filed against the increased rates. I cite this not to discuss the merits of the action, but to show how matters were handled and disposed of without even conferring or consulting with me, in which great public interests were at stake, affecting public utilities. Subsequently and on the last day for filing protests, a committee of Council of the City, authorized the filing of a protest, which information reached me in Harrisburg during a telephone hearing, and by arrangement with the Commission I adjourned the hearing long enough to dictate and make affidavit to complaint in the names of the individual members of Council voting for the complaint, since which time, as the result of a preliminary hearing before the Commission, a change has been made in the industrial rates, thereby conserving gas for domestic users, and definite and positive assurance has been given by the Commission that industrial users would be subordinated and postponed to domestic users in Winter, which has so far, even in the coldest weather, enabled the Companies to furnish an adequate supply for domestic use.

I could cite a number of other instances to show the Mayor's failure to support any aggressive or constructive policy in these matters, but these instances are quite sufficient to establish my position. How much of good would have come from a whole-hearted support from the Mayor in all these matters it is difficult to say, but it is clear that I did not get the support and encouragement from the Mayor to which I was entitled as the legal representative of the public interests, and which was indispensable to any real success in these difficult and involved matters.

I regret exceedingly that it is necessary for me to say these things, and I would not say them if the public interests were not at stake, but I cannot permit the Mayor, already in the shadows of the coming political contest, to masquerade in the role of a supporter and defender of public interests, and in connection therewith attempt to place me in the position of having failed to perform my public duties to the best of my judgment and ability.

I resent with every element of my being the hypocrisy which marked the Mayor's dramatic display of interest in the public welfare on Saturday, and I

know that in the Mayor's conscience he knows the truth whereof I speak, and I have the further satisfaction of knowing that all those who know the real facts in this case also know that what I say is true.

Mr. English arose and said:

Mr. Chairman, Mr. Robinson has said that the Council had passed the ordinance employing the special attorney in the matter of Public Utilities litigation, and that the employment of the special assistant city solicitors was really a joint proposition of the Mayor, the Executive, and the Legislative branch of the City Government. That has always been my understanding, with the addition that six members of Council had real control over the policy of the City in Public Utility matters.

After hearing some of the things that Mr. Robinson has just said, I want to stand up and publicly say that none of the matters now complained of were ever called to my attention. I was never told that the Mayor had suggested the names of appraisers to pass upon the valuation of the Railway Company's properties who were closely identified with railway interests; and in justice to me, who helped to start this fight, several years ago, I should have been advised of that.

I never knew that the Mayor had suggested the withholding of suits against the Pittsburgh Railways Company to collect through the courts the claims of the City for street cleaning and street repairs. I never knew that the Mayor had suggested that these suits be withheld until the results of negotiations could be determined. I for one would not have given my consent to such a proposition. Every member of Council knows that I have always wanted the City to take a militant attitude against the Pittsburgh Railways Company. I attempted to get the Council to go on record in this matter and have repeatedly urged that a conference be arranged with the newspaper publishers of Pittsburgh to solicit their aid. It was my purpose to tell them that we were up against it in the matter of collecting the city's just claims from the Railways Company; that we needed the newspapers' support to help inform the people and arouse public opinion against this monopoly, else we would not be able to win our fight against the Company.

Mr. Robinson enumerate many things which have never been brought to the attention of this Council. Mr. Robinson has always enjoyed my closest confidence since my membership in this Council and I regret that he had not informed me of the obstruction he now says were placed in his path by Mayorment from the Mayor in the real issue Babcock. This is a terrible indictment against the Mayor. If Mr. Robinson can pin these charges on the Mayor, I will make a motion to impeach him as not fit to be Mayor of Pittsburgh. I have always been a strong supporter of Mr. Robinson in this work and there

have been six votes behind him on all occasions. His opinions and judgment have never been disputed or mentioned. I have differed with him on many occasions, but I never withdrew my support of his final opinion. It grieves me beyond words to learn these things now, after he has resigned.

Back in September, 1920, after former Mayor Magee told me what he was doing in Philadelphia, I attempted to have the City of Pittsburgh join with the City of Philadelphia in an aggressive campaign in this street car matter.

On the 10th of August, 1920, the day of the hearing before the Public Service Commission on the 3 1-3 cent carfare, when Mr. Winters and I appeared as citizens to protest against that rate, Mr. Benn, one of the Commissioners, said, "What is the matter with the City of Pittsburgh? This is the first time the City of Pittsburgh has failed to appear in a Pittsburgh Railways case. Where is your attorney, Mr. Robinson? We miss him." I said, "The Council was not going to fight this 3 1-3 cent carfare, but Mr. Winters and I were here to fight it."

Knowing that Mr. Magee had a similar proposition up for Philadelphia, I endeavored to get sufficient support in Council and from Mr. Robinson in an effort to get the City of Pittsburgh into City of Philadelphia case in an effort to have the Superior Court render a favorable decision in our behalf on the appeal taken from the decision rendered by the Public Service Commission. Down in Philadelphia the Railways Companies had been leased and released four or five times, and the Public Service Commission has issued a ruling that the Commission has jurisdiction over any non-operating company that had gotten a franchise and leased it two or three times. That is the exact case in Pittsburgh. Mr. Magee won the case before the Public Service Commission. The underlying companies appealed the case to the Superior Court. Then I thought it was time for Pittsburgh to get into the case and get a quick decision, and I urged that the City of Pittsburgh should join with the City of Philadelphia in the appeal to the Superior Court. The members of Council could not see it that way; Mr. Robinson could not see it that way, and Mayor Babcock could not see it that way. I was told to wait until we got a decision from the Superior Court. In December the Superior Court reversed the Public Service Commission. Mr. Magee, as attorney for the Philadelphia people, has appealed the case to the Supreme Court and Mr. Robinson has finally advised that the City of Pittsburgh should get into the Philadelphia case before the Supreme Court. In other words, Mr. Robinson and the other members of Council and Mayor Babcock in December arrived at the position I urged in September.

I endeavored to get the newspapers and Council and Mr. Robinson into the Philadelphia case; I have endeavored

to get the Council, the Mayor and Mr. Robinson to go to the Legislature, and all my efforts have been met with rebuffs and delays, but I cannot blame my troubles on Mayor Babcock, because six Councilmen have power to determine the policy of the City of Pittsburgh in this and in any other matter.

I never heard one charge all the time we were conferring and fighting this street car situation that the Mayor was obstructing or placing obstacles in the way of allowing Mr. Robinson to take aggressive action against the Railways Company.

In justice to Mr. Babcock, I think he should have been asked to come to this meeting and hear these statements. It looks very bad, coming from Mr. Robinson after he has resigned, to tell the Council and through the newspapers tell the people of Pittsburgh, that Mr. Babcock held up, hampered and obstructed the City in its fight against the Railways Company. If all this has been going on for three years or three months or one month, why didn't Mr. Robinson tell the Council before he resigned? It is only a few weeks since Mr. Robinson appeared here and read a long statement of the good things he had done in this matter. I don't hold any brief for Mayor Babcock. You all know that when a matter is presented to Council and I think it is right I vote for it; on the other hand, if I think it is not right, I vote against it, regardless of who submits the matter to Council. In this instance, I don't think Mr. Robinson has played fair with one W. Y. English of Council, for I never went back on him once since he has been special attorney in the Public Utilities litigation. I have supported him loyally and have urged others to support him. I know there never was a time when he could not count on the votes of at least six members of Council and generally more. I do not understand this proceeding today at all.

Mr. Robinson arose and said:

Mr. Chairman, I want to reply to Mr. English. I have not said that Mr. Babcock was successful in having the men appointed appraisers that he suggested. Mr. English knows that it is very hard to accomplish anything without the support and confidence of your superiors. Mr. English knows, too, the persons with whom the Mayor was taking counsel.

Mr. English arose and said:

Mr. Robinson, you never told me.

Mr. Robinson said:

You knew where various conferences were held.

Mr. English said:

Mr. Thompson, President of the Philadelphia Company, was the man; all the members of Council were present at those conferences.

Mr. Robinson said:

I don't mean that. You know whose close affiliations tie up with the

Mayor and who was consulted with respect to these matters. It was no secret. In regard to making specific charges against the Mayor, that would be utterly impossible. It would be a foolish thing to do. If I have failed, I can assure you that it was not because of any intention or failure on my part to try to do the right, because I have always tried to do the right thing. My mouth has been closed, in a sense, by a feeling of loyalty to the public, and at the same time I accomplished what was possible with the support I received from Council and the information I had on the matters at hand.

Mr. English arose and said:

Mr. Chairman, I don't think that there was ever a time that Mr. Robinson didn't have six votes of Council at his back. I never heard before that the Mayor was placing obstacles in his way. I believe he should have put his complaint before the Mayor and Council and let the responsibility fall where it will. If he had brought that statement before Council at the time he says he was hindered by the Mayor we could have done something for him. Now he has resigned and we cannot do anything for him.

Mr. Herron arose and said:

Mr. Chairman, I heard the explanations given by Mr. Robinson and I heard the remarks made by Mr. English. I also heard the remarks made by the Mayor on Saturday. I was not going to attend the ceremonies incident to the taking of the oath of office of Charles B. Fritchard as City Solicitor, but I am glad that I was present. At that time I was at a loss to understand what the Mayor meant by his statement to the newly appointed City Solicitor.

I know that the Mayor sat at the head of the table, and I know he was quite willing and quite ready, and voted, as we did, to make that settlement, recommended to us by our Special Council. I attended the celebration at the opening of the Colfax Power Plant, and the Mayor stated that he was proud of the efforts he made in settling the Duquesne Light Company dispute.

I sat in the conference with the members of Council and the Mayor, the Special Assistant City Solicitor, C. K. Robinson, and the Receivers of the Pittsburgh Railways Company, and it was agreed then, if we didn't want to have a street car strike, we would have to allow the Receivers to increase the carfare, so as to provide sufficient revenue to pay the increase demanded by the company's employees. I know that our Special Assistant City Solicitor objected to that increase, and when it came to a showdown, where we were confronted by either an increase in carfare or a strike, the Council and Mayor accepted the former proposition and agreed to it. That action was unanimous; so far as I know no votes were registered in the negative.

I know that we had the telephone proposition up, and I know that our Special Assistant City Solicitor, C. K. Robinson, went to Harrisburg and entered a protest and did prevent an increase in the telephone rates being inaugurated. Enough for those items which the Mayor finds fault with.

I also know that Mr. English knows that Mr. Robinson opposed the amount of the valuation of the properties of the Pittsburgh Railways Company, because he told me some of the things that I never heard of, and I know that he, as well as the other members of Council, voted to pay Mr. John A. Sharp for his services in this connection, and the City was able to bring down the valuation over \$5,000,000.00 below the amount agreed upon between the representative of the City, the representative of the Street Car Company and the third party selected as an appraiser.

I don't take a back seat when it comes to representing the people's interests in these matters. Every subject that comes before Council you will always find me taking a side one way or the other, and you will find me voting on every rollcall.

I want to say that it was and is a pleasure and a privilege to be associated with Mr. Robinson. No man with the ethics of his profession at stake could stand in the face of such unjust criticism as made by the Mayor and stand with the public. It is too bad that we have not enough men of the caliber of Mr. Robinson in the Law Department.

It is too bad that we have a Mayor who would charge Mr. Robinson in the presence of hundreds of people so unjustly. Speaking for myself, Mr. C. K. Robinson can go out of his office with a record of his activities well known and service honestly and cheerfully performed.

Every step of the road you can trace these jobs down when they were first originated by Mr. English and you will find that I have supported in every way and voted for the original ordinance placing C. Elmer Bown in office as Council's special representative. Later, when Mr. Robinson was put at the head of the Public Utilities Division, I voted for the ordinance, and when, at the beginning of this administration, Mr. Bown was dismissed I objected to his dismissal.

I say, in all sincerity, that I regret that Mr. Robinson and Mr. Jarrett are severing their connection with the City of Pittsburgh. Through Mr. Jarrett's efforts the City reclaimed title to the wharf property and on which the City will receive thousands of dollars in rents every year. Their value to the City cannot be computed in dollars and cents.

I want to say to Mr. Robinson that by his severing his connection with the City the City loses one of its most valued assets. I have always appreciated his service and feel that the City is the loser by his resigning from office.

I move you, Mr. Chairman, that this Council, in committee assembled, go on record now in commending Mr. Robinson for the earnest efforts that he has always extended on all matters referred to him, and that we wish him success in any undertaking he may choose to follow.

Which motion prevailed.

Also

No. 2353.

President and Members of City Council,
Pittsburgh, Pa.:

Gentlemen—I have issued the following statement in answer to the statements made to Council by Special Assistant City Solicitor C. K. Robinson at the time of his resignation. I forward this to you for your information:

"This man, in a fit of pique, has resigned because of the following statement of facts, and taken offense at a statement of policy addressed to the new City Solicitor:

"The City has provided in its Legal Department a Special Solicitor with ample funds to guard it against all public utilities companies. This special division spent during the years 1917-18-19-20 over \$210,000.00. During this time street car fares, gas, telephone and electric rates have been raised. Notwithstanding this increased revenue, claims against the Pittsburgh Railways Company have reached the enormous amount of \$900,000.00 and have not been paid. I charge you, Mr. Prichard, with the responsibility of collecting this money."

"This man is a creature of Council and has been acting as Council's representative and advisor. He was appointed under a previous administration. This arrangement was continued by this administration because I did not wish in any manner to disturb an existing arrangement which was satisfactory to Council and which I hoped would result in benefit to the taxpayers of the City of Pittsburgh.

"During the time I have been in office I have treated him as a representative of Council. No action of any kind whatsoever with reference to public utility matters was taken until after I had called Council in conference and the matter had been thoroughly discussed in such conference and the instructions under which he acted were the instructions of Council in conference with myself as Mayor. Under the circumstances he has no right to make and is not justified in making the statements that he has made to Council regarding me.

"I deny absolutely and unqualifiedly those statements in which he endeavors to shift responsibility from his shoulders to mine. By his own statement he convicts himself of disloyalty and unfaithfulness to those he represented, the people of Pittsburgh. By his own confession he acknowledges he has not pressed the City's interests to the best of his ability; but says he has allowed himself to be influenced

against those interests by one man out of ten; and, moreover, he admits that he concealed this from the nine members of Council of the City of Pittsburgh until after he had resigned in a fit of pique.

"The taxpayers have paid him an immense sum in salary, given him a free office in the Union Arcade, a stenographer, free telephone service and a generous personal expense account—a regal outfit with which to take care of the City's business. The result—\$210,000.00 spent in four years and practically nothing accomplished.

"I resent with every element of my being and hurl back into his face the hypocrisy which marked his dramatic display of interest by resigning when no charge had been made against him. I know that if he has a conscience it will certainly rebuke him for his attempt to excuse his lack of policy and his assumed indignation at the new policy which will dominate the City from this time forth.

"One fact stands out most prominently in this matter. That is, that this man has taken a fair and impersonal statement of policy a direct, personal application to himself. Evidently the shoe fit him, because he put it on."

Very respectfully yours;

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Oliver arose and said:

Mr. President, inasmuch as the Mayor's statement becomes a portion of the Councilmanic record, I think it is only proper that the statement of Mr. Robinson, in reply to which the statement of the Mayor was issued, should also become a part of the Councilmanic record, and I therefore move that the communication of the Mayor be received and filed, and that Mr. Robinson's statement be inserted in the record of today immediately preceding the answer to it by the Mayor.

Mr. English arose and said:

Mr. President, I think that is a good thought, and I would ask that my statement made immediately after Mr. Robinson read his statement in the committee be inserted also.

The Chair said:

Gentlemen, I also made a statement in the Committee on Finance when Mr. Robinson was present, and I would ask that that also be inserted in the minutes of today.

Mr. Oliver arose and said:

Mr. President, in the statement of the Mayor, in which he submits an answer to the statement of Mr. Robinson, he makes one statement which I think should be refuted, inasmuch as it is going to become a matter of record of this body. He says, "I believe that this man (referring to the Special Assistant City Solicitor) is a creature of Council," and on the records of this body there has been no denial of that

statement entered. I think there should.

The ordinance creating the position of Assistant City Solicitor is quite clear in its language. After the preamble and certain other statements, it says, "The City Solicitor is hereby authorized to appoint two special assistant city solicitors, one of whom shall have charge of and direct the conduct of all of said matters until the final disposal thereof by the Commission or the Courts, and shall receive compensation at the rate of \$7,500.00 per annum, payable monthly, and the other shall act as assistant in respect to all of said matters, and shall receive compensation at the rate of \$5,000.00 per annum, payable monthly." That is the only paragraph in which any reference whatever is made to the appointment of the special assistant city solicitor, and it clearly vests the power of appointment in the City Solicitor. Council has no power whatever, either of confirmation or even of suggestion; so that the Special Solicitor, by the language creating the position, is clearly a creature of the City Solicitor, who in turn is a creature of the Mayor, and Council has no control over the individual holding the office. I think that should be made quite plain, so that on the record of Council the statement of the Mayor that the special city solicitor is a creature of Council should not go unchallenged.

Mr. English arose and said:

Mr. President, I take the view exactly opposite that of the previous speaker. According to the ordinance the man occupying the position of special solicitor is a creature of Council, because Council created the position by the passage of the ordinance. Council proved that it had power over the matter when, during the meetings of the Finance Committee in the preparation of the appropriation and salary ordinances for 1921, it struck down the position of the assistant special city solicitor at \$5,000.00 per annum.

The Chair:

Are you not a little mistaken?

Mr. English said:

No, I am not mistaken; it was the previous speaker who made the motion in Finance Committee to eliminate the position of Assistant Solicitor, the position held by Mr. Monroe, and that motion was passed by five votes favoring it. The Council has power to create positions and abolish them. Council did not abolish the position of Special Assistant City Solicitor held by Mr. Robinson at the time it abolished the position of assistant held by Mr. Monroe. Any position created by Council is a creature of Council.

My own personal opinion is that Mr. Robinson and Mr. Monroe were jointly under the domination of the Mayor and the Council, the Council holding the control. The Council, by six votes, could authorize the Special Assistant City Solicitor to do anything it saw fit and proper in the matter of public utilities litigation. Every member of Coun-

cil knows that five members of Council, with the consent of the Mayor, or six members without the consent of the Mayor, can pass any resolution or ordinance they see fit on public utilities litigation as well as any matter relating to city business.

I think if the Council admits or acknowledges that they have sat supinely by and allowed either the Mayor or Mr. Robinson to obstruct business of supreme value and importance to the people of Pittsburgh in the matter of public utilities, they are guilty of gross negligence, inefficiency and infidelity to the oath of office as representatives of the people of Pittsburgh.

At a meeting of the Committee on Finance, held June 29th, 1920, on the matter of the increase in natural gas, Councilman **Robertson** made the following motion, which was adopted:

"To request the City Solicitor to file a protest before the Public Service Commission against an increase in the rate of Natural Gas, said protest to be filed right away as Wednesday, June 30th, is the last day on which you can file objections."

My opinion is, Mr. President, that on the occasion of the gas increase protest in June of last year the Council passed a motion and sent a telegram to Mr. C. K. Robinson at Harrisburg, and as a result a protest was lodged with the Public Service Commission upon the initiative and action of the Council. According to the record the Mayor had nothing to do with this gas protest and appeal.

I can recall a few years ago, when the increase in night carfare was taken up. I myself sent a night telegram to Chairman Ainey of the Public Service Commission. In reply Mr. Ainey called me on long distance telephone. Dr. Kerr, who was President of Council at that time, took the matter up for the Council and, representing Council, carried on a conversation with Mr. Ainey and then stepped out of the phone booth and repeated the messages to Council. At request of Council, through Dr. Kerr, Mr. Ainey agreed to hold the matter open and Mr. Jacoby, a special representative of Council, went to Harrisburg on the 3 p. m. train and filed our protest that evening. We did not consult Mr. Armstrong, who was Mayor at that time.

I think it would be a serious mistake for us to sit supinely by and say that we had nothing to do with the public utilities litigation. It is an awful charge! By six votes we had all the power that was necessary, and there was never a time when there was not six votes at Mr. Robinson's back.

If we deny that we had nothing to do with public utilities litigation we stultify ourselves.

I am sorry that this controversy arose between Mr. Robinson and Mayor Babcock. They have joined the issue and we should not take sides with

either one until we have some proof of the charges.

The Council never had knowledge of the charge made by Mr. Robinson that the Mayor obstructed him in his duties in this position. The Council initiated this program by putting Mr. Bown in as special representative; later on, during the administration of Mayor Armstrong, the administration surrendered to the Council on that occasion, and City Solicitor O'Brien, after argument with Dr. Kerr, President of Council, brought in this ordinance referred to by Mr. Oliver. This ordinance was passed and Mr. Robinson was appointed at the head of the division, and Mr. Bown was appointed as his assistant.

We took Mr. Bown, who had been under absolute control of Council, and put him in the Law Department on a technicality. That technicality was that he could not act as a City Solicitor unless he was appointed and selected by the City Solicitor. Therefore, the special ordinance was passed by Council so that Mr. Bown, in conjunction with Mr. Robinson, could represent the people of Pittsburgh in public utilities litigation. That is all that ordinance means.

Instead of saying Mr. Robinson was not a creature of Council, we should stand up in defense of our action and by unanimous vote say, yes, we did have control of this situation, because at all times we had six votes of Council to pass any resolution or ordinance relating to public utilities litigation.

Mr. Oliver arose and said:

Mr. President, I hope that no other person will misunderstand my previous remarks. I think Mr. English has failed to distinguish, as the Mayor has failed, between the individual and actual participation in any matters relating to public utilities litigation. I never intended to convey the impression that Council had no control over public utilities litigation or any action to be taken against public utilities. We have a great deal of control over the matter.

The statement of the Mayor is purely personal, that this man was a creature of Council. I mean to say that the Special Assistant City Solicitor, as soon as appointed, is not a creature of Council, but of the City Solicitor, and Council has no say as regards the individual. It can wipe out the office, but it has no other control over the office.

The proof of the pudding is in the eating. If Mr. Robinson was a creature of Council and Council has control over the appointing power over the man occupying the office, and if the Mayor is willing to go through to the end in his assertion that the Special Assistant City Solicitor is a creature of Council, let him turn over the appointing power to the Council.

As far as control over any action in regard to public utilities is concerned, Council does exercise a great deal of control, as Mr. English says.

The Chair said:

I would like to say something on this subject. I will ask Mr. Winters to take the Chair.

Upon Mr. Winters taking the Chair Mr. Herron said:

Mr. President, I was one of the members of Council who originally helped to create this position, and at that time thought it would be a great benefit to the people of Pittsburgh.

I might say that Mr. Bown had this position that Mr. English talks of, and we did create a special position with six votes in Council, and he was given certain work to perform. I believe his duty was to look up the financial standing of the Duquesne Light Company and the Pittsburgh Railways Company. When that work was completed we found that he could not represent the City in any legal proceedings, because that power is vested in the City Solicitor. Dr. Kerr, who was then President of Council, conferred with Mayor Joseph G. Armstrong and, with the then City Solicitor Charles A. O'Brien, and found that they were quite willing to co-operate with the Council if certain things were done which they thought would be absolutely necessary, and that was that the Law Department would be duly represented in any litigation instituted in behalf of the City of Pittsburgh against the public utilities companies. Mayor Armstrong agreed that Mr. Bown's position could be maintained and his rights could be protected and that they would create a position for him, but that he would not be the man in complete charge, as Mayor Armstrong believed that his administration was entitled to any credit which might result as an amicable solution of this problem. The position went to First Assistant City Solicitor C. K. Robinson, and his Assistant was C. Elmer Bown.

The Council, it is true, created the positions, but I want to say right here that Mr. Bown lost his position shortly after this administration came into being, and Council was absolutely powerless and could not do anything to retain him, and with all the knowledge he possessed he had to step aside and another man was put into his position.

I want also to state that Mr. C. K. Robinson has from time to time represented the City without any orders at all from Council. I was a witness myself just shortly on the water case. Mr. C. K. Robinson represented the City in that case, and I understood he took care of the City's interests very nicely.

Mayor Babcock's interpretation of the word "creature" is the subject that is now before us. He is entitled to his interpretation and we are entitled to ours. I think Mr. Oliver has stated it well. As a member of Council, I want to state that Council created these positions because we were unable to do anything else, and the Mayor appointing Mr. Robinson he could have appointed anyone else, as he appointed Mr. Monro in place of Mr. Bown.

Mr. Robinson absolutely denied that the Mayor had influenced him, and it would be just as well to have that understood. An attempt was made to influence him, but he did not divert from his line of duty.

I want to say to the members of Council and the Mayor and to any other person interested in this matter, so far as Council is concerned, our records speak for themselves. We have never stultified ourselves; we have never hesitated to do the thing we thought right.

Our action in the gas case that Mr. English just called attention, and in due respect to the Mayor and Mr. Monro, who was in the Council at the time, consulted the Mayor and got his approval, before he got Mr. Robinson on the long distance telephone and he went along with our action.

I want to say, so far as Mr. Robinson is concerned, I have my opinion and the other members of Council are entitled to theirs.

I am going to speak for the man. He was always frank, fair and honest in his dealings with Council as a whole and the individuals thereof. I am sorry that this controversy has arisen. I think the members of Council will see to it that the rights of the people of Pittsburgh are protected in the future, as they have been in the past. If the Mayor sees fit and will turn over the appointing power to Council, as he says Mr. Robinson was a creature of Council, I for one will gladly accept my responsibility in filling that position.

Mr. English arose and said:

Mr. President, there is danger here of getting too technical in this proposition. There is a proposition in which Mr. Herron quotes a section of the City Charter. He says, "I might refer the Mayor to a paragraph of Section 9, of the City Charter, devoted to the office of the City Solicitor. It says: 'No department of the city shall employ any other solicitor, but assistant counsel may be employed in any particular matter or cause by the Mayor, with consent of Councils, but he shall be selected by the City Solicitor.'" Now, if anybody did not know the law, and if anybody did not know our practice and what we have been doing in the matter of public utilities litigation, from Mr. Herron's statement the public would think that the Mayor had absolute charge of Mr. Robinson. The fact is, that it is Council which has absolute charge, because Council must give consent before the Mayor can employ any other solicitor. The mere selecting is left to the City Solicitor, and the detail of employment is left to the Mayor, but the consent of Council must be given before the Mayor or Solicitor can act at all. If Mr. O'Brien had suggested some attorney not satisfactory to Council the special ordinance would not have been passed. Council, knowing full well that Messrs. Robinson and Bown were to be appointed, gave consent by passing the ordinance. Mr. Herron's other statement, that Mr. Rob-

inson is no more to us than any other employee, is misleading. We have sat in conference with Mr. Robinson on many occasions, and have followed his advice and judgment. We have not done this with any of the other 5700 employees of the City. I therefore say he occupies a different relation with the Council than the other thousands of City employees.

The Mayor says he is a creature of Council. We may not like this exact term, "creature," but accepting it as meaning "employee" or "appointee," I say that the Mayor is correct in his interpretation. Two members at the time these positions were originally created, Dr. Kerr and Mr. McArdle, were told by me that Council was making a mistake in setting up the positions in the Law Department, because they could be removed by the City Solicitor or Mayor. Mr. Bown was removed and Mr. Monro substituted three years ago. But Council always had the power to repeal the ordinance by six votes and Council always had, and still has, the power to employ Messrs. Robinson and Bown today by six votes. But in the matter of Mr. Robinson he was not discharged. He has resigned. I never was informed of the obstructions placed in Mr. Robinson's path by the Mayor. I don't know that the Mayor has obstructed Mr. Robinson in his work, and until I am furnished with conclusive evidence as to that I reserve my judgment on the charges made by Mr. Robinson.

At the conferences held with Mr. Robinson, at which the Mayor was present, I attempted to do many things which would be, in my judgment, of great benefit to the people of our City, and I did not get the support of my fellow members. Occasionally Mr. Robinson sat upon me, to my discomfort and to the pleasure of some members of Council. That has not stopped me in doing all I can to help the City collect its just dues from the public utilities companies.

We did create that position and Mr. Robinson could not have gotten the position had it not been created by Council, just as Mr. Monro did not keep his position, because he was not satisfactory to a majority of Council. The Council did not ever discharge Mr. Monro; by majority vote Council simply eliminated his position from the payroll. As Mr. O'Brien in his statement to the Mayor at the time of submitting his resignation said, "The power that creates can take away." Such is the proposition in Mr. Robinson's case.

The big day is coming and the members of Council in espousing Mr. Babcock's cause or Mr. Robinson's cause had better be careful. We know that we accepted great responsibility in public utilities litigation. I want to go further—if Mr. Robinson or anybody else says something to Council, do we have to do what he says, whether right or wrong? Suppose the Mayor wants us to do something which is wrong in

our opinion, do we have to do it? That is the same procedure in this case. We can repeal the ordinance with six votes of Council if the Mayor does not appoint a man who can and is willing to handle these cases for the best interests of the city. We can set up the positions as special advisors to Council and I am ready to do that, if Council is not satisfied with the Mayor's successor to Mr. Robinson.

Mr. Herron arose and said:

Mr. President, I have listened very patiently to Mr. English's idea and I am quite interested and want to know how to apply them. Mr. Robinson occupies no other position before Council than a police magistrate, an inspector, the superintendent of highways or any other position that Council creates. We can create certain positions, I will admit, but after we create them we have absolutely nothing to do with the individual and in some positions we have the power to create, but we have not the power to strike out. I quote you the police magistrate. We can at the end of a term (?) (?) (?) (We can create an assistant director of supplies and an assistant superintendent of police and any other position that might be enumerated, but we have nothing to do with the man who fills the position. These men occupy the same position, so far as Council is concerned, as did Mr. Robinson.

So far as the Mayor is concerned and as far as the Assistant City Solicitors are concerned, we still have the right to suggest and approve their work, and we owe it to ourselves to do all we can to help the people of Pittsburgh. Speaking of men, we must take them exactly as we find them, and there has been nothing wrong with Mr. Robinson which leads me to believe that he has not been a faithful servant.

If Mr. Robinson is a creature of Council, as the Mayor states, that will not stop me from doing my duty in this matter. They both have done some good, and I am not going to deny them, the City Solicitor or any member of Council credit that is due them. I know that we have made progress, slow and not altogether satisfactory; but I also know it is far from standing still.

During my membership in Council I remember when the Pittsburgh Railways was capitalized at more than \$100,000,000.00 and they were attempting to pay interest on that capitalization and that was brought down to \$62,000,000.00 through the efforts of Council and the special assistant city solicitors. I might say that the Duquesne Light Company reduced its rates through the activities of this department, absolutely without the help of the Public Service Commission. I might say that the Telephone Company was thwarted in its efforts to increase its rates by Mr. Robinson. This particular organization is far from being a failure, and I predict before the year is out you will begin to reap the harvest, because I anticipate good results

from the work accomplished by Mr. Robinson. I want to give credit where credit is due and this organization set up in our Law Department has done some good and has accomplished something and their work is not finished yet.

I also want to call attention to the fact that through Mr. Robinson's efforts the United States Court, through Judge Orr, handed down an order compelling the Pittsburgh Railways Company to pay its share of the cost of improving East Ohio street.

Mr. English arose and said:

Mr. President, I regret that I have to keep answering the gentleman. We all know that the City Solicitor had nothing to do with securing the East Ohio street order which was issued by the United States Court. We had conferences with the Receivers of the Pittsburgh Railways Company and they flatly refused to go down to the United States Court and join in a petition to have this street improved and pay their share of the cost. They did not do anything until the Pittsburgh Leader opened up on them on their front page. That Mr. Robinson was responsible for this order being issued is all bunk, and I cannot allow that kind of stuff to get by me. We sent Mr. Robinson and Mr. O'Brien down to Judge Orr to interview him in private and to confer with him in open court and they could not get anywhere. It is a shame to stand up and tell the people of Pittsburgh that it was through Mr. Robinson's efforts that the Receivers of the Pittsburgh Railways Company have agreed to pay its share of the cost of the improvement of East Ohio street.

I said that it was through the printed articles in the Pittsburgh Leader and you all laughed at me. They are the people who did it with three shots on the front page of the Leader. What is the use in trying to fool the public?

Mr. Herron arose and said:

Mr. President, I would like to ask the gentleman if he will be interrogated.

Mr. English arose and said:

Yes, if it relates to city business.

Mr. Herron said:

Didn't C. K. Robinson procure an order from the United States upon the Receivers of the Pittsburgh Railways Company for the improvement of East Ohio street?

Mr. English said:

Yes; he made a report to us that such an order had been issued.

Mr. Herron said:

At that time, did he make any statement that obstacles were placed in his way by the Mayor or any one else?

Mr. English said:

Not when he made that report.

Mr. Herron said:

Any other official represent the City of Pittsburgh in this matter than our special counsel, C. K. Robinson?

Mr. English said:

We have nothing on record to show that there was. We all have personal knowledge that Mr. O'Brien said he would go down.

Mr. Herron said:

Mr. President, the records will bear out what I have said. I have no further knowledge of what influenced Judge Orr to issue that order.

Mr. English said:

I would like to ask the gentleman a few questions.

Mr. Herron said:

I will be glad to answer the gentleman if I can.

Mr. English said:

Didn't Mr. Robinson, in conference when we had the matter about getting the City's account and getting East Ohio street repaved, say that he was not able to do anything?

Mr. Herron said:

Yes, sir.

Mr. English said:

And the Receivers would not agree to do anything or even go before Judge Orr?

Mr. Herron said:

No, sir; it is not a fact. And I would ask that you get some other member of Council to sustain you.

Mr. English said:

Why should I? You were at the conference and ought to know. I expect you to tell the truth.

Mr. Herron said:

If you want the truth.

Mr. English said:

I think you would tell the truth when you know the facts.

Mr. Herron said:

I want to say that I will never bow to the gentleman.

Mr. English said:

Did Mr. Bradshaw, attorney for the Receivers state that he would refuse to join the city in a petition to the United States Court asking permission to pay the Company's share for improving East Ohio street?

Mr. Herron said:

I cannot answer that.

Mr. English said:

Have you any knowledge that at any of our conferences the Receivers said that they would not go before the United States Court and ask for an order to allow them to proceed with their share of the work on East Ohio street because it was contrary to the policy laid down by Judge Orr, and there was no use in them asking for an order on this street? Answer yes or no.

Mr. Herron said:

I know of one particular street. We heard considerable talk of \$700,000, and just how they arrived at that figure and the solicitors on both sides engaged in conversation regarding this claim of the city. I don't propose to be able to repeat all the conversation that took place at those conferences. No minutes were kept that I know of. So far as I am concerned I never heard C. K. Robinson admit that he was done. I will admit that he said that he had little hope and expected small results, but I never remember once when he refused to go down or admitted no good would be accomplished by him going. As a matter of fact, you are entitled to your interpretation as to what took place and I am entitled to mine. Although the Receivers were present at the conference, they had very little to say, and their spokesman was Mr. Alter and not Mr. Bradshaw.

Mr. English said:

I expect every member of Council to either affirm or deny that in the conference we had with the Receivers Mr. Bradshaw made the positive statement that they would not go to Judge Orr and ask him for an order to pave East Ohio street between the tracks and one foot outside. I say that did take place in the Mayor's conference room. They refused to go down, as they were afraid of their jobs. Mr. Herron says that he did not hear the conversation.

At this time Mr. Herron resumed the Chair.

Mr. Winters arose and said:

Mr. President, I want to say a word or two regarding the resignation of C. K. Robinson and on the matter of the City's claims against the Pittsburgh Railways Company.

In the first place, I was much displeased when Mr. Robinson resigned. I do not think he did the proper thing.

I regard that Mr. Robinson shared with Council the responsibility of his position and he was answerable to Council for his stewardship in prosecuting the public utilities affairs for the city. When he came in and handed in his resignation without conferring with Council, I did not think it was the proper course for him to take to sever his relations with the City of Pittsburgh at this time. He has been associated in this work for the City of Pittsburgh something like 12 or 13 years and he has accumulated a wonderful fund of information and knowledge, for which the citizens of Pittsburgh have paid. He was educated in this work at the expense of the citizens and taxpayers of the City of Pittsburgh.

There are some of the biggest questions that could possibly be proposed by the City of Pittsburgh in his hands for settlement or for prosecution. We have at the present time—and he resigns at a time when it is most unfortunate, the City having a case involving

a great sum of money in the matter of water rates for the City of Pittsburgh. There are several other public utilities matters of equal importance to the taxpayers of Pittsburgh pending at the present time, for instance, the claim of the City of Pittsburgh against the Pittsburgh Railways Company for \$700,000.00. He has resigned and leaves the City facing a dilemma.

I believe that Mr. Robinson should have come before the Council of the City of Pittsburgh and if he was hindered or hampered in his work he should have told his story to the Council and asked for their judgment. He should have laid his grievances before Council and not concealed the fact, as he seems to admit. He should have come in and said, "I am doing the work to the best of my ability and if the Mayor is not satisfied with my handling of the matters he should discharge me, rather than have me desert the City when such important litigation was involved." Mr. Robinson might have been peeved at the address of the Mayor to Mr. Prichard. The law says that the City Solicitor should be the head of the Law Department and the assistants in that department should be answerable to him, whose recommendations under the law are final, and there should be no working of cross purposes in the Law Department, of which the City Solicitor is the head. We witnessed that when the City's position was made ridiculous and confusing to the minds of the people of Pittsburgh on a former occasion.

In answer to a motion that I made, that the Receivers render an accounting to the City of the charges against the Pittsburgh Railways Company (which was afterwards disputed as the one that was wanted), Mr. O'Brien, the former City Solicitor, stated that Mr. Robinson had jeopardized the City's claims, and to this Mr. Robinson replied that Mr. O'Brien did not know what he was talking about and the City's claims were not jeopardized and the thing that occurred was only an accident, which could easily be fixed up.

In the meantime the publicity given the matter, to say the least, was confusing to the minds of the taxpayers. So I say the head of the department should be the real head.

Now, then, if Mr. Robinson was peeved at the criticisms made by the Mayor whether justly or unjustly, men who do public business are subject to criticism, and if they are not big enough to stand up under honest criticism and big enough to resent dishonest criticism, they are not big enough to hold public office.

The members of Council are being continuously criticized, but you do not see any of them coming in and resigning because of that criticism.

That is why I feel that, even if Mr. Robinson was smarting under the criticism made by the Mayor, he should have come into the Council of the City of Pittsburgh and voiced his displeas-

ure and voiced his objections, and forced the Mayor to discharge him, instead of resigning at a time when the City has important matters pending in court and before the Public Service Commission on public utilities matters.

I can bear Mr. English out in his statement that the Receivers and their counsel, Mr. Bradshaw, flatly refused to go before the United States Court and petition it to allow them to pay its share of the cost of improving East Ohio street. I remember the incident very well, so far as I am personally concerned, and I have no fault to find with anybody else who does not remember the incident. It is a common thing for men to forget all the statements made in conferences. It is my recollection that the Receivers, when pressed very hard, did take the position that Judge Orr had a binding policy which they would not undertake to ask him to change and did not believe he would change it and could not ask him because of that. As far as East Ohio street is concerned, and which seemed to be the thing at issue at the time, Mr. Robinson said to the members of Council that Judge Orr had said, "If we will concede the money for the improvement of this thoroughfare what will you do towards relinquishing the claims which the City has against the Railways Company?" That seemed to me an outrageous proposal. To get what the City was entitled to under its franchise agreements with the Railways Company, and in order to get this street paved, it must relinquish its other claims against the Company.

I believe Council has some responsibility in the matter of the Special Assistant City Solicitor, because the position could not be created without the votes of Council, and we may say Council exercise that supervision in the matter of the Public Utilities Division in the Law Department. The Mayor was forced to recognize Council by Council severing one-half of the Law Department without the knowledge of the Mayor. If Council could take Mr. Monro out of the department without the Mayor being consulted, the Council could go farther and take Mr. Robinson out, if his policies became too distasteful. If Mr. Robinson or any other person choose to stand up against the best judgment of the City, the Council can exercise its power by eliminating the position of the attorney whose interests are jeopardizing the City's interests. We might dispute the word "creature," or put it under some better way than Mr. Robinson was a creature of Council.

Mr. Robinson in his heat resented the attitude of the Mayor and used some harsh language about the Mayor, and the Mayor became equally heated and passed it back. We should not become wrought up over that.

The thing before us is to decide on a definite policy. I have repeatedly said on the floor of Council that the Mayor and Mr. Robinson have not had a defi-

nite policy in dealing with the Pittsburgh Railways Company, and until such time as there is a definite policy fixed we will not get anywhere. The Mayor has defined, at least in part, his policy to the new City Solicitor in urging that the just claims the City has against the company should be collected and ordered his Solicitor to collect those claims or show him and the Council and the people why they could not be collected. That is the first time in two or three years that a definite policy had been fixed by the Mayor or Council, so far as I know, to get anywhere on this proposition.

And the question recurring on the motion That the communication of the Mayor be received and filed, and the statement of C. K. Robinson be inserted in the minutes immediately preceding the statement of the Mayor.

The motion prevailed.

In accordance with said action, Mr. Robinson's statement, as well as the statements made by members of Council, was inserted immediately preceding the communication of the Mayor, known as Bill No. 2352.

REPORTS OF COMMITTEES.

Mr. Oliver (for Mr. Garland) presented

No. 2354. Report of the Committee on Finance for February 1st, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2134. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Series 'A', Bond Fund Appropriation No. 214, the sum of \$15,000.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, I want to be recorded as voting NO on Bill Nos. 2134, 3638, 3639, 3640 and 3641, which provide for a total of \$67,000.00 worth of bonds for engineering expenses. I am not satisfied that there is a proper division in the Bureau of Engineering of the expenses of engineering work paid out of bond funds and those paid out of revenues derived from current tax levy. I don't think the Department of Public Works has made it clear to us that they need so many engineering corps on these different improvements. I think it is a mistake to maintain a

big payroll to be paid out of bond money when the department has men, paid out of current revenues, who could do the work necessary on the improvements provided for by bonds. If we have a large bond program we will not be able to do a lot of regular work and these men could be assigned to the work provided for in the bond program. Until they can show me that these additional engineering corps are needed, I vote NO.

I desire it to be made clear, however, that I am not opposed to the ordinances authorizing contracts for work to be done as provided in the bond issue and wish to be recorded AYE on these ordinances as well as the other bills affirmatively recommended by the Committee on Finance.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson

Dailey

Oliver

Winters

Herron (President)

Noes—Mr.

English

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2136. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Negley Run Sewer Bonds, Series 'A', Bond Fund Appropriation No. 215, the sum of \$10,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering Department of Public Works."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Winters
Dailey Herron (President)
Oliver

Noes—Mr.
English

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2138. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Hazelwood Avenue Sewer Bonds, Bond Fund Appropriation No. 227, the sum of \$5,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Winters
Dailey Herron (President)
Oliver

Noes—Mr.
English

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2139. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Street Improvement Bonds Series B, Bond Fund Appropriation No. 194, the sum of \$15,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Winters
Dailey Herron (President)
Oliver

Noes—Mr.
English

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2140. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Carson Street East Improvement Bonds, Bond Fund Appropriation No. 210, the sum of \$12,000.00, for the payment of Engineering Expenses including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Winters
Dailey Herron (President)
Oliver

Noes—Mr.
English

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2141. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Nine Mile Run Sewer Bonds, Series 'A', Bond Fund Appropriation No. 218, the sum of \$10,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment

and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works."

Which was read.
Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Winters
Dailey	Herron (President)
Oliver	

Noes—Mr.

English

Ayes—5.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2187. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers in the Negley Run Drainage Basin, for the Homewood and Brushton Districts; describing the same, and authorizing the setting aside of the sum of Two hundred thousand (\$200,000.00) dollars from the proceeds of the Negley Run Sewers Bonds, Series A, Bond Fund Appropriation No. 215, for the payment of the cost thereof."

In Finance Committee, February 1st, 1921 ordered returned to Council with an affirmative recommendation, contingent on Director Swan's reporting to Council whether or not the cost of these sewers will come within the estimates.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Oliver also presented

No. 2355.

Department of Public Works.
City of Pittsburgh, Pa., Feb. 4, 1921.

SUB. NEGLEY RUN DRAINAGE BASIN

Council Bill No. 2187.

To the President and Members of City Council:

Gentlemen—

With reference to Bill No. 2187, which is an Ordinance authorizing the letting of a contract in the amount of

\$200,000.00 for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton districts, and the request of the Finance Committee for a report as to the probability of the cost of said work coming within the estimates, I submit herewith the following:

The total amount of the bonds issued for the Negley Run sewer system was \$366,000.00. Bonds in the amount of \$210,000.00 have been sold, and from this latter amount \$10,000.00 has been reserved to defray the cost of engineering expenses in connection with the project.

Under Bill No. 2187 it is proposed to extend the trunk sewer from a point on Idlewild street near Beecher street, through Bennett Kelly and Sterrett streets to a point on Sterrett street at Fielding way. The sewer ranges in size from 20 in. to 6 ft. 6 in. in diameter. The contract plans for this work are completed and the Department proposes to advertise for bids Monday, February 7th, 1921.

Under the contract there are 43 items of work and the quantity and cost of work under each item has been carefully estimated from the contract plans.

Since last Fall there has been a substantial reduction in the price of labor and a reduction in the price of materials, and the Department is confident that bids will be secured for the work under this contract within the amount appropriated therefor. After the award of the contract the sewer will be constructed within the appropriation.

Respectfully submitted,

JOHN SWAN,

Director, Dept. of Public Works.

By N. S. Sprague, Chief Engineer.

Which was read, and on motion of Mr.

Oliver, received and filed.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also with an affirmative recommendation,

Bill No. 2135. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the Soho Run Trunk Sewer,

from Reed street to Brady street, and the construction of relief sewers on Chauncey street and Reed street; describing the same, and authorizing the setting aside of the sum of One hundred thirty-five thousand (\$125,000.00) dollars from the proceeds of Soho Run Sewer Bonds, Bond Fund Appropriation No. 216, and the sum of Forty-five thousand (\$45,000.00) dollars from the proceeds of Soho Run Sewer Bonds, Bond Fund Appropriation No. 109 for the payment of the cost thereof."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2226. Resolution authorizing the issuing of a warrant in favor of J. C. Gormley in the sum of \$25.00, reimbursing him for expenses incurred by having window on his automobile replaced, which was destroyed by a horse in charge of a mounted policeman in December, 1920, while the car was parked on Smithfield street near Sixth avenue, and charge same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2285. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$193.92, for services rendered to the Department of City Planning in a consulting capacity, during the month of January, 1921, and charging the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2286. Resolution authorizing the issuing of a warrant in favor of Joseph H. Dye, District Commissioner of the Bureau of Police for the sum of \$6.35, covering expenses incurred in obtaining evidence against illegal selling of liquor, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2297. Resolution authorizing the issuing of a warrant in favor of George Kearney for the sum of \$69.20, for expenses incurred in coming to Pittsburgh, from Detroit, Mich., to testify in the matter of the charges of the Division of Investigation that recliipped block stone were used in the

repaving of Main street, from Liberty avenue to Penn avenue, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2300. Resolution authorizing and directing the Director of the Department of Public Works to cause the South Pittsburgh Water Company, under and by virtue of an agreement between said Company and the City, dated October 31st, 1910, and an extension of such agreement executed in 1918, to install 17 fire hydrants in that portion of the 18th and 19th Wards known as Reflectorville, and providing that the payment for same be made from Account No. 1762 Miscellaneous Services, Bureau of Water.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 2231. An ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Bureau of Recreation."

Which was read.

Mr. Oliver moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Anderson (for Mr. Robertson) presented

No. 2356. Report of the Committee on Public Works for February 2d, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed. Also, with an affirmative recommendation,

Bill No. 2242. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the masonry and rockers of pier No. 4 of the South Twenty-second Street Bridge over the Monongahela River, and providing for the payment of the costs thereof."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2205. Resolution approving the payment of extras, amounting to \$90.00, in the contract with Manella Bros. for the construction of a sewer on Stratton Lane, from a point about 90 feet south of Walnut street to the existing sewer on Howe street, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Oliver
Bailey Winters
English Herron (President)

Ayes—4.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2298. Resolution authorizing the Director of the Department of Public Works, a representative of the Bureau of Engineering and a Committee of Council to attend and represent the City of Pittsburgh at the American Good Roads Congress, to be held February 9th to 12th, at Chicago, Ill., and authorizing the issuing of warrants in favor of the said Director, and representatives of the Bureau of Engineering in payment of expenses incurred by attending said Congress, and respectively charging same to Code Accounts No. 1502-B and No. 1583-B.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Herron (President)
Bailey

Noes—Messrs.

English Winters
Oliver

Ayes—3.

Noes—3.

And there not being two-thirds of the votes of Council in the affirmative, the resolution failed to pass finally.

Also, with a negative recommendation,

Bill No. 2244. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$4,741.60, for extra work done on the contract for grading hillside, constructing retaining wall, etc., on Bigelow Boulevard, between Tunnel and Craig streets and charging same to Contract No. 943, on file in the City Controller's office.

Which was read.

Mr. Anderson moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Winters presented

No. 2357. Report of the Committee on Filtration and Water for February 1st, 1921, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2301. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Meter Company in the sum of \$507.97, or so much of the same as may be necessary, in payment for the furnishing of meter parts for the Central Meter Shop, same to be chargeable to and payable from Code Account No. 1764.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Oliver
Bailey Winters
English Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2302. Resolution authorizing the issuing of warrants in favor of the following for the furnishing of coal to Brilliant, Montrose, Ross and Aspinwall Pumping Stations, Bureau of Water, for the year 1921, and charging same to Code Account No. 1755:

Contractor.	Cars.	nage.	Price		Amount.
			Ton-	Per	
For Pitt Coal & Coke Co....	200	10,000	4.40		\$44,000.00
Keister Mac-Quowan Fuel	3	150	3.66		549.00
Keister Mac-Quowan Fuel	10	500	3.70		1,850.00
Valley Camp Coal Co.....	60	3,000	4.25		12,750.00
Pgh. Cambridge Coal Co	10	500	3.92		1,460.00
Corfield Sales Co.	100	5,000	3.91		19,550.00

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Oliver
Bailey Winters
English Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2245. Resolution authorizing the issuing of a warrant in favor of Robert E. Evans in the sum of \$785.61, or so much of the same as may be necessary, for the furnishing of coal to Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2246. Resolution authorizing the issuing of a warrant in favor of the Fort Pitt Coal and Coke Company in the sum of \$9433.16, or so much of the same as may be necessary, in payment for coal furnished to Brilliant and Aspinwall Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Winters
English	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English called up

Bill No. 2318. Resolution pledging Council to adopt any motion or resolution that may be offered affecting public utility matters or any other City business, to further the interests of the people of Pittsburgh.

Which, in Council, this day, was referred to the Committee on Finance.

Which was read.

Mr. English moved

To reconsider the action by which the resolution was referred to the Committee on Finance.

Which was read.

And the question recurring, "Shall the resolution be referred to the Committee on Finance?"

The motion did not prevail.

Mr. English moved

The adoption of the resolution.

Upon which motion Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson	Winters
English	

Noes—Messrs.

Dailey	Herron (President)
Oliver	

Ayes—3.

Noes—3.

And there not being a majority of the votes in the affirmative, the motion did not prevail.

MOTIONS AND RESOLUTIONS.

Mr. Dailey presented

No. 2358.

Whereas, Many protests against demands of excessive and unjust rent increases have been received by members of Council from residents of the City seeking relief, and this practice is deplored by Council; and

Whereas, Council characterizes as absolutely unjustified claims that the necessity for heavy rent advances is based on increased city taxes, as the tax levy fixed by Council for 1921 is approximately 5 per cent. higher than that for the preceding year and would comprise but a small proportion of the rent increase demanded; and

Whereas, Council has been advised when previously attempting to give relief in a similar situation that it is without power to enact legislation on this subject, which is a matter for consideration by the State Legislature; therefore be it

Resolved, That a conference be arranged immediately with the Mayor and the City Solicitor for the purpose of considering legislation prohibiting excessive and unjust rent increases for submission to the State Legislature; and that members of Council, with the Mayor and the City Solicitor, urge Chairman W. F. Stadlander, of the Municipal Affairs Committee, to grant an early hearing in Pittsburgh on the Martin Bill and other measures pertaining to rent raisers.

Which was read.

Mr. Dailey moved

The adoption of the resolution

Which motion prevailed.

Mr. **Winters** arose and said:

Mr. President, I regret very much that the Chairman of the Committee on Public Works is absent today. What I have in mind I will say at this time, but I thought the Chairman would be here. Mr. President, is there anything definite arranged by the Chairman of the Committee on Public Works on the matter of a decision on the Bigelow Boulevard slide?

By the **Chair**:

Not that I have any knowledge of.

By Mr. **Winters**:

Mr. President, I think Council should show its good faith in this matter and come to some conclusion. This matter was given considerable publicity in the newspapers and the committee went to great length in hearing testimony. The testimony, I am informed, has been typed and placed in the hands of the City Clerk and who in turn submitted a copy to the Mayor and the Director of the Department of Public Works about ten days ago. I move you, Mr. President, that the Chairman of the Committee on Public Works be requested to call a meeting within the next ten days, at which meeting Council will render a verdict on the Bigelow Boulevard matters.

Mr. **Dalley** arose and said:

Mr. President, didn't the Director of the Department of Public Works and the Chief Engineer of the Bureau of Engineering ask that they be given an opportunity to file a brief after the typewritten testimony was submitted to them?

The **Chair**:

That was agreed upon at the last meeting of the committee on this

matter, but I think they have had ample time to file their brief.

Mr. **Oliver** arose and said:

Mr. President I would like to amend the motion of Mr. **Winters** by adding that the Director of the Department of Public Works be notified of the date of the meeting and be requested to file his brief by that time. If it proves that that is not sufficient time, the Director can ask for a postponement.

Mr. **Winters** arose and said:

Mr. President, I will incorporate that in my motion. I will not insist upon any condition that will meet with objection. We must show good faith in the matter. After having aroused the people and telling them that this would cost \$1,000,000.00, we now cannot be dilatory and raise suspicion as to our good faith in this matter. We criticized this as a public disaster, and the Council consumed two or three weeks in taking testimony and, through what might be construed to be indifference, the Committee or Council has not yet rendered a verdict.

I will make no objection to giving the department just as much time as they think is necessary to present their brief, but I think it is our duty to render an early decision in this matter, and the Chairman of the Committee on Public Works should arrange for a meeting at which we shall render a verdict.

And the question recurring on the motion as offered by Mr. **Winters**, relative to rendering a verdict in the matter of the Bigelow Boulevard slide.

The motion prevailed.

And on motion of Mr. **Winters**,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, February 14, 1921

No. 9

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, February 14 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

PRESENTATIONS

Mr. Dailey presented

No. 2359. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Jemina Benson in the sum of \$15.65, being 50 per cent. of the excess of the metered water rate over the former flat rate on property at 2118 Reed street, Fifth Ward, for two quarters.

Which was read and referred to the Committee on Finance.

Mr. English presented

No. 2360. Resolution authorizing the issuing of a warrant in favor of the American Reduction Company in the sum of \$54,749.73 for the removal of 5012.572 tons of garbage at \$4.60 per tons and 4875.675 tons of rubbish at \$6.50 a ton, and to the Allegheny Garbage Company, Department of W. & H. Walker, Incorporated, in the sum of \$15,448.81 for the removal of 1651.325 tons of garbage at \$4.60 a ton and 1208.11 tons of rubbish at \$6.50 a ton

during the month of January, 1921, and charging same to Code Account No. 1261, Bureau of Sanitation, Department of Public Health.

Also

No. 2361. Communication from the Department of Public Health submitting report of the amount of garbage and rubbish removed during the month of January, 1920, and the month of January, 1921.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 2362. An Ordinance giving consent of the City of Pittsburgh to the annexation of the Borough of Greentree.

Also

No. 2363. An Ordinance giving consent of the City of Pittsburgh to the annexation of the Borough of Ingram.

Also

No. 2364. An Ordinance giving consent of the City of Pittsburgh to the annexation of the Borough of McKees Rocks.

Also

No. 2365. An Ordinance amending Line 3 of Section 55, Department of Public Works, Division of Street Signs, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2d, 1920, and which was amended by Ordinance No. 472, which became a law January 3d, 1921.

Also

No. 2366. Resolution authorizing the issuing of a warrant in favor of D. H. Crisman in the sum of \$150.00, refunding of deposit of 10 per cent. purchase money on City property located on Bellefonte street to which title could not be given, and charging same to Appropriation No. 42 Contingent Fund.

Also

No. 2367. Resolution authorizing and directing the Mayor to execute and deliver a deed to Philip Giannotti for a lot located at the corner of Alexis

street and Forward avenue, 15th Ward, for the sum of \$150.00.

Also

No. 2368. Resolution authorizing and directing the Mayor to execute and deliver a deed to E. Murphy for Lot No. 47 in John Shafer's Plan, located at the corner of Kirkpatrick and Floyd streets, 5th Ward, for the sum of \$440.00.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 2369. Petition for the vacation of Jarod way, from North Braddock avenue to Council way, in the 14th Ward of the City of Pittsburgh.

Also

No. 2370. An Ordinance vacating Jarod way, from North Braddock avenue to Council way, in the 14th Ward of the City of Pittsburgh.

Also

No. 2371. An Ordinance establishing the grade of Croft street, from Lowrie street to the City Line.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2372. Resolution authorizing the issuing of warrants in favor of the firms and individuals listed below in payment of claims contracted for by the Bureau of Highways and Sewers, and charging same to Code Account No. 1616, Repairs, Stables and Yards:

Name.	Amount.
Packard Motor Co.....	\$145.96
Packard Motor Co.....	9.00
Mechanics Auto Repair Co.....	84.61
Iron City Spring Co.....	9.50
Gallagher Company.....	90.00
Gallagher Company.....	196.61
Gallagher Company.....	317.92
H. Hunziker.....	19.00
Gardner Brothers.....	37.75
Gardner Brothers.....	12.15
Western Top & Radiator Co.....	50.00
H. D. Anderson.....	17.55
Geo. B. Stewart Co.....	2.75

Which was read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2373. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Louis A. Meyran, whereby the said Louis A. Meyran shall give license and privilege to the said City to lay and maintain a City water main extending through his land in the 14th Ward from Trevanion street to Lippert street.

Also

No. 2374. Resolution authorizing the issuing of a warrant in favor of the Mayer Wagon Company, 6459 Frankstown avenue from \$170.25 for repairs to wagon belonging to the Bureau of Water, and charging same to Code Account No. 1765, "Repairs," Bureau of Water, Distribution Division.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 2375. Petition of Teachers of the Andrews Public School asking that the City establish a playground adjacent to said school.

Also

No. 2376. Communication from the Allied Board of Trade approving the recommendation of the Citizens Committee on City Plan relative to the development of playground and recreation centers.

Also

No. 2377. Communication from Silas A. Condict asking the City to convey title to the vacant property it owns to home builders on payment of a yearly tax.

Also

No. 2378. Communication from the North Side Chamber of Commerce asking that former policemen now on the retired list be constituted as a Reserve force and they be paid \$25.00 each per month.

Which were severally read and referred to the Committee on Finance.

Also

No. 2379. Communication from the South Pittsburgh Board of Trade asking that Carson street between South 10th street and South 17th street be repaved.

Which was read and referred to the Committee on Public Works.

Also

No. 2380. Communication from Clarence Webster asking for a hearing relative to injustice being done colored citizens in the City of Pittsburgh by the Police Department.

Which was read and referred to the Committee on Public Safety, and the time of the hearing set for Thursday, February 17th, 1921, at 2:00 o'clock P. M.

Also

No. 2381. Communication from Rev. G. B. Tejan, pastor Trinity Lutheran Church, Bellevue, Pa., asking permission to hold a picnic in River-view Park.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 2382. Communication from Major Danfel C. Boggs Circle No. 195. Ladies of the Grand Army of the Republic, requesting that they be permitted to conduct a tag day in Pittsburgh for the G. A. R. Home at Hawkins, Pa.

Also

No. 2383. Communication from Frank R. Hutchinson Circle No. 184. Ladies of the Grand Army of the Republic, requesting that they be permitted to conduct a tag day in Pittsburgh for the G. A. R. Home at Hawkins, Pa.

Also

No. 2384. Communication from Colonel O. H. Rippey Circle No. 21. Ladies of the Grand Army of the Republic, requesting that they be permitted to conduct a tag day in Pittsburgh for the G. A. R. Home at Hawkins, Pa.

Which were severally read and referred to the Committee on Public Safety.

UNFINISHED BUSINESS.

The Chair took up

Bill No. 2298. Resolution authorizing the Director of the Department of Public Works, a representative of the Bureau of Engineering and a Committee of Council to attend and represent the City of Pittsburgh at the American Good Roads Congress, to be held February 9th to 12th, inclusive, at Chicago, Ill., and authorizing the issuing of warrants in payment of the expenses incurred by the said Director and representative of the Bureau of Engineering and to charge same to Code Accounts No. 1502-B, Miscellaneous Services, Department of Public Works, and No. 1583-B, Miscellaneous Services, Bureau of Engineering.

In Council February 7, 1921, Rule suspended, read three times and failed to pass finally for want of a legal majority of the votes of Council.

Which was read.

And on the question, "Shall the resolution pass finally?" The ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Robertson
Garland	Herron (President)

Noes—Messrs.

English	Winters
Oliver	

Ayes—6.

Noes—3.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Winters moved

That the Director of the Department of Public Works file with Council an itemized account of expenses incurred by the trip to Chicago, together with the personnel of the party.

Which motion prevailed.

Also

Bill No. 2318.

Whereas, The controversy between Mayor Babcock and former Special City Solicitor Robinson raises the question as to whether or not the Council of the City of Pittsburgh or any member thereof had any knowledge of the matters now in controversy; and

Whereas, The statement of Mr. Robinson, if true and if allowed to go unchallenged by the Council, would convict the Council of gross negligence, inefficiency and infidelity to the oath of office; and

Whereas, Mr. English is the only Councilman who immediately denied having knowledge of the matters complained of by Mr. Robinson; and

Whereas, Messrs. Herron, Dailey and Robertson in a newspaper interview are quoted as follows: "John S. Herron, President of Council, when his attention was called to the statement last night, refuted the Mayor's declaration that Mr. Robinson was a 'creature of Council' or had any special connection with that body. Mr. Robinson occupied the same position with regard to Council as does every employee of the City" Mr. Herron asserted.

"Councilman John H. Dailey and William H. Robertson took issue with the Mayor's declaration that Council participated in all action concerning public utilities litigation. They stated that Council was called into conference by the Mayor on some questions, but that many matters connected with the subject were not taken up or discussed with Council."

"The general policy of the administration in this litigation, which was a matter between the Mayor, as the City Executive, and the Law Department and special city counsel, subject to his orders, was not determined by Council," Mr. Dailey said. "In fact, on one particular occasion when Council and Mr. Robinson agreed, at a conference in which the Mayor participated, to pursue an aggressive policy to collect city claims, Mayor Babcock objected to this policy and held it up"; and

Whereas, If the three members of Council actually made these statements, unless the Council by majority vote repudiate and deny such statements the Council as a body and the members composing it who do not vote to repudiate and deny such statements are either guilty of gross negligence, inefficiency and infidelity to the oath of office as representative of the people of Pittsburgh or else they confess and admit that as Councilmen they assisted in obstructing business of supreme value and importance to the people of Pittsburgh; therefore, be it

Resolved, That the Council of the City of Pittsburgh declare as a body and as individuals that every honorable means at the command of the Council has been used to further the interests of the people of Pittsburgh in protecting the rights of the people against all the public utility companies and that Council as a body and the members as individuals know that five members of Council with the consent of the Mayor or six members without the consent of the Mayor, could adopt any motion or resolution affecting public utility matters or any other City business; and be it further

Resolved, That the policy of the City in public utility matters has been determined by Council and the Mayor, both usually following the opinions and judgment of Mr. C. K. Robinson and that Council as a body and as individuals had no knowledge of the differences

or matters complained of by Mr. Robinson until he read his statement in our presence on Wednesday, Feb. 2, 1921, after he had resigned and we further declare that if information had been given to Council at the time any of the alleged attempts at obstruction were offered we would have opposed such attempts with every means at our command.

In Council, Feb. 7, 1921, Read and motion to adopt failed.

Which was read.

And on the question, "Shall the resolution be adopted?"

Mr. English arose and said:

Mr. President, I would like to read the resolved portions of the resolution again for the benefit of those members who did not hear the discussion in Council a week ago. I said then and repeat now that Mr. Robinson was a creature of Council, because Council had an agreement with Mr. O'Brien, City Solicitor, that Mr. Robinson and Mr. Bown were to be appointed special attorneys before the ordinance was passed, several years ago. We debated that question at great length. I expected to have this resolution debated in the Finance Committee in order that the Council may clear itself of any complicity of either backing the Mayor or C. K. Robinson in their controversy; but since we had gone over the matter thoroughly at our last Council meeting, I did not think it was necessary to let it go to the Committee as six members of Council were present at the meeting and heard and took part in the debate. I expected to get an unanimous vote on this resolution last week.

I hope that the full membership of Council will vote for this resolution today. As I said last Monday, the whereas clauses are merely explanatory and are not the portion of the resolution which we are to vote on, as was decided in the matter of the Paving Block resolution that the Department of Public Works allowed contractors on certain street repaving contracts to use old, reclipped block stone. I wish to state that there is no attempt on my part to besmirch the good name of any member of Council, but I simply repeat in the resolution the interviews which the three members of Council gave to the newspapers. I feel that we as a Council should not allow such interviews to go unchallenged and that a reply either by action of Council or individual statements by the other six members should be made so as to indicate that the Council cannot be charged with having had any hand in blocking City business, as alleged by Mr. Robinson. If we as a Council admit that Mr. Robinson took instructions from the Mayor alone in the matter of public utilities litigation, the street car proposition in particular, we stultify ourselves. We would be charged with doing nothing in these matters for the past three years. If we say Mr. Robinson is right and Mayor Babcock obstructed him, look at the thousands of

hours we wasted in the conference room with Mr. Robinson and the Mayor on these public utilities matters, when we thought Council was doing something.

I say in this resolution that the Council as a body and the members as individuals have used every honorable means at their command to further the interests of the people of Pittsburgh in protecting the rights of the people against all public utility companies. The resolution further recites, "That Council as a body and the members as individuals know that five members of Councilmen with the consent of the Mayor, or six members without the consent of the Mayor, could adopt any motion or resolution affecting public utility matters or any other City business." That is a plain declaration that everybody here knows is a matter of law and fact. Any ordinance Council passes by five votes of Council with the approval of the Mayor becomes the law of the City, and any measure the Mayor disapproves and six members of Council vote to pass it over the Mayor's veto, becomes the law of the City. That is a plain fact in that resolution.

The second resolved clause reads, "That the policy of the City in public utility matters has been determined by Council and the Mayor, both usually following the opinions and judgment of Mr. C. K. Robinson." I say that the Council and the Mayor have been trying to do what they could to further the interests of the people of Pittsburgh in forming a definite policy in public utility matters. This is a proposition for which the Council and the Mayor are jointly held responsible. This clause further declares, "That Council as a body and as individuals had no knowledge of the differences or matters complained of by Mr. Robinson until he read his statement in our presence on Wednesday, February 2, 1921, after he had resigned, and we further declare that if information had been given to Council at the time any of the alleged attempts at obstruction were offered we would have opposed such attempts with every means at our command."

Now, Mr. President, while I may have had to bring in the names of the three members of Council, I want to assure you that I do not do it in any spirit of criticism, and I will cheerfully stand for every one of the whereas clauses being eliminated if I can get the Council to stick to these resolved clauses. This resolution does not criticize either the Mayor or Mr. Robinson; it does not take sides with either one or the other, and if we don't stand up for the integrity of Council by passing such a resolution the public have a right to think that we were parties to obstructing City business or else we have not done anything in public utility matters; and if these interviews are allowed to go unchallenged and nothing is said here in Council, it would indicate that we sat here for the past three years and allowed Mr. Robinson single-handed to

fight these public utility companies especially the Pittsburgh Railways Company, and that Mayor Pabcock has obstructed Mr. Robinson in his work.

I do hope that every member of Council will vote for this resolution. If you don't like the whereas clauses cut them out. I want you to vote for the resolution. My heart has been in these matters. I will go further and help to formulate a definite policy on these matters, even if some of you admit that the Mayor has been handling these matters. I, however, do not admit it. We should clear our skirts that we have not been a party to any obstruction in these matters and we should show by some action that we are interested in public utility litigation, and I hope there will be a unanimous vote on this resolution.

And the question recurring on the adoption of the resolution, the Chair ordered a call of ayes and noes, and the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
English	Winters

Noes—Messrs.

Dalley	Oliver
Garland	Robertson
Herron (President)	

Ayes—4.

Noes—5.

And a majority of the votes of Council being in the negative, the resolution was rejected.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2385. Report of the Committee on Finance for February 8th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2130. An Ordinance entitled, "An Ordinance authorizing the employment of not more than five (5) additional Field Nurses by the Department of Public Health on account of the increased number of diphtheria and scarlet fever cases in the City, and making an appropriation to pay the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2331. An Ordinance entitled "An Ordinance giving the consent of the City of Pittsburgh to the annexation of the Borough of Homestead."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2312. Resolution authorizing and directing the City Controller to pass payrolls and pay bills for materials required to do part of repairs as Highland Park Zoo, including tile roof, cages, cement floors, drainage system and buildings.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2314. Resolution authorizing the issuing of a warrant in favor of Charles Johnston, District Commissioner of the Bureau of Police, for the sum of \$105.75, covering expenses incurred by him in securing evidence against several persons for illegal selling of liquor, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2320. Resolution requesting the Mayor to arrange a meeting with the Senators and Representatives of Allegheny County and the Mayor and the Council of the City of Pittsburgh to discuss the legislation which would be of benefit to the City, and authorizing the issuing of warrants in payment of expenses that may be incurred in connection with said meetings, upon the approval of the Finance Committee, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2311. Resolution authorizing and directing the City Controller to transfer the sum of \$5000.00 from Appropriation No. 49, Interest on Contracts, to Appropriation No. 156, City Hall Bonds 1910.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2319.

RESOLVED, That Council request from the Bureau of Recreation a complete and detailed estimate showing proposed expenditure of the Playground Bond Funds, this estimate to include for each proposed item the following:

(1) Accurate scale sketch plans based on topographic surveys, and showing the proposed division and use of the site for playground purposes, location of any building, fencing, equipment or planting.

(2) A detailed estimate of cost, at present prices, of

(a) Each new site to be acquired (conforming to sketch plans)

(b) Grading of each new site

(c) Enclosure of each new site

(d) Grading of each present site (conforming to sketch plans)

(e) Enclosure of each present site

(f) Shelter or other building in each site

(g) Equipment for each site;

And Further, be it

RESOLVED, That the selection of items for the above budget be based upon the Report on Pittsburgh Playgrounds prepared by the Citizens Committee on City Plan; and also, be it

RESOLVED, That no expenditure from the Playground Bond Funds be authorized until the foregoing information is received from the Bureau of Recreation.

In Finance Committee, February, 8, 1921, Read and amended by striking out second and third Resolved clauses and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 2386. Report of the Committee on Public Works for February 8th, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also with an affirmative recommendation

Bill No. 2332. An ordinance entitled, "An Ordinance authorizing and empowering the County Commissioners of the County of Allegheny to construct and maintain a public highway bridge, with its approaches and appurtenances, over the Allegheny River, from or near Penn avenue to South Canal street, over 16th street, private properties and property of the Pennsylvania Railroad Company, the right of way of the Pittsburgh Junction Railroad Company, over and across the Allegheny River, the right of way of the Pittsburgh and Western Railway Company, and on and over Chestnut street and to erect, construct and maintain piers and abutments upon the wharves on the north and south sides of Allegheny River owned and controlled by the City of Pittsburgh."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to,

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winter
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1216. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Culver way, from Hoeveler street to Kalida way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winter
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

MOTIONS AND RESOLUTIONS.

Mr. Winters presented

No. 2387.

RESOLVED, That the City Clerk be directed to communicate with His Excellency Honorable William C. Sproul, Governor of Pennsylvania; also with the President of the State Senate and the Speaker of the House of Representatives, and ask that the Council of the City of Pittsburgh be given an opportunity to be heard on all legislation which affects the tax rate of the City of Pittsburgh, with particular reference to mandatory bills which increase the cost of city government.

Which was read.

Mr. Winters moved

The adoption of the resolution.

Which motion prevailed.

Mr. Dailey moved

That the Minutes of the proceedings of Council for January 28th, 1921, and January 31st, 1921, be approved.

Which motion prevailed.

And on motion of Mr. Robertson,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, February 21, 1921

No. 10

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh Pa.,

Monday, February 21, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

PRESENTATIONS.

Mr. Dalley presented

No. 2388. An Ordinance providing for the letting of contracts for furnishing telephone service to the various departments and bureaus of the City Government of the City of Pittsburgh for the year ending December 31st, 1921.

Also

No. 2389. An Ordinance providing for the letting of a contract for furnishing three (3) Auto Patrol Wagons for the use of the Bureau of Police, Department of Public Safety.

Also

No. 2390. An Ordinance providing for the letting of a contract for furnishing one (1) automobile for the use of the General Office of the Department of Public Safety.

Which were severally read and referred to the Committee on Public Safety.

Mr. English presented

No. 2391. An Ordinance making an appropriation of \$3500.00 to the Maintenance Fund of the Flood Commission of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 2392. Communication from Wm. Kettles regarding the improvement of Stratton Lane.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 2393. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$191.91 for services rendered to the Department of City Planning, in a consulting capacity, during the month of February, 1921, and charging same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 2394. Resolution authorizing the issuing of a warrant in favor of The American LaFrance Fire Engine Company in the sum of \$3440.00 for repairs made to Fire Engine Reg. No. 313, belonging to the Bureau of Fire, and charging same to Code Account No. 1033, Repairs, Municipal Garage & Repair Shop.

Also

No. 2395. Resolution authorizing the issuing of a warrant in favor of Mathilda W. Denny in the sum of \$76.67, refund on property taken in the widening of Second Avenue, and charging same to Appropriation No. 41 Refund of Taxes and Water Rents.

Also

No. 2396. Resolution authorizing the issuing of a warrant in favor of John P. Zimmerman in the sum of \$10.00, to reimburse him for accepting while in the employ of the City as cashier in the office of the City Treasurer a \$2 bill which had been raised to \$10.00, which had been tendered in payment of 1921 taxes, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2397. Resolution authorizing the issuing of a warrant in favor of Wm. Kelly in the sum of \$42.00, for furnishing 14 head of horses at \$3.00 a head for a parade held August 18th, 1917, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2398. Resolution authorizing the issuing of a duplicate warrant in favor of Rachel Coman in the sum

of \$85.00 in place of Warrant No. 10893, which had been lost or destroyed, and charging same to Appropriation No. 68, Allegheny Playgrounds Association.

Also
No. 2399. Resolution setting aside \$2,500.00 from Appropriation No. 42, Contingent Fund, for the use of the Department of City Planning in defraying the necessary expenses of the National Conference of City Planning, to be held in Pittsburgh, May 9th, 10th and 11th, said expenses to be paid on vouchers to be approved by the City Controller; and this appropriation to be contingent on an appropriation being made by the Commissioners of Allegheny County of a like amount.

Also
No. 2400. Resolution approving the payment of \$4877.60 for extra work and claims of the R. D. Thomas Company on the contract for the construction of the Prescott Street, Flowers Avenue Dido way and Clarion Street Sewer System, and authorizing and directing the City Controller to charge same as part of the cost of the said contract.

Also
No. 2401. Resolution authorizing the City Controller to transfer \$1092.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1731½, Wages, Peralto Street Bath House, Bureau of City Property.

Also
No. 2402. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$4,500.00 from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety.

Also
No. 2403. Resolution authorizing the City Solicitor to release from the lien of judgment, in favor of the City of Pittsburgh, at No. 2045 January Term, 1917 Court of Common Pleas of Allegheny County, Pennsylvania, the City of Pittsburgh vs. Pittsburgh & Lake Erie Railroad Company et al., certain property owned by Mrs. Julia E. McClure, one of the defendants in said case, and situated in the Borough of Crafton, Allegheny County, Pennsylvania.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 2404. Resolution authorizing the Superintendent of the Bureau of Parks, Department of Public Works, to represent the City of Pittsburgh in the selection of animals for Zoological Gardens at Highland Park, and authorizing the issuing of warrants in payment of expenses incurred by said Superintendent of the Bureau of Parks in visiting cities where dealers receive shipments of animals and charging same to Code Account No. 1848—Equipment, Bureau of Parks.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Robertson presented

No. 2405. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in favor of Barnett Davis in the sum of \$32.74, being 50 per cent. of the excess meter rate over the former flat rate on property located at 2028-34 Rose street, Fifth Ward.

Which was read and referred to the Committee on Finance.

Also
No. 2406. An Ordinance providing for the letting of a contract or contracts for the furnishing of a concrete mixer for the Asphalt Plant, Bureau of Highways and Sewers.

Also
No. 2407. An Ordinance providing for the letting of a contract or contracts for the furnishing of labor and delivery of material for the reconstruction of one (1) five ton stiff leg derrick and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Also
No. 2408. An Ordinance authorizing and directing partial payments to be made to M. O'Herron Company for the grading, reggrading paving, repaving, and otherwise improving to the re-established lines and re-established grades of Carson Street East, from Smithfield street to South Seventh street, and the reggrading, repaving and otherwise improving of the streets affected thereby, to-wit: South First street from Carson street East to McKean street; South Second street from Carson street East to McKean street, and South Fifth street from Carson street East to Cabot way.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2409. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Meter Company in the sum of \$688.73, or so much of the sum as may be necessary, in payment for meter parts furnished to the Bureau of Water, and charging same to Code Account No. 1764.

Also
No. 2410. Resolution authorizing the issuing of warrants in payment of coal furnished the City of Pittsburgh at the Brilliant, Ross, Aspinwall and Montrose Pumping Stations by the Valley Camp Coal Company and others, if any, applying on the receipts of the year 1920, and charging same to Code Account No. 1755.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 2411. Communication from Mrs. E. W. Page asking to be refunded

taxes paid in 1920 on property at 3024 Mary street, which was destroyed by fire on May 10th, 1919.

Which was read and referred to the Committee on Finance.

Also

No. 2412. Resolution adopted by the Forest Hills Borough Council asking the Police Department of Pittsburgh to use every possible means at its command to apprehend Joseph Thomas, murderer of Mrs. Kirker, of Mifflin Township.

Which was read and referred to the Committee on Public Safety.

REPORT OF COMMITTEES.

Mr. Garland presented

No. 2413. Report of the Committee on Finance for February 15 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2362. An Ordinance entitled, "An Ordinance giving consent of the City of Pittsburgh to the annexation of the Borough of Green Tree."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2363. An Ordinance entitled, "An Ordinance giving consent of the City of Pittsburgh to the annexation of the Borough of Ingram."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2364. An Ordinance entitled, "An Ordinance giving consent of the City of Pittsburgh to the annexation of the Borough of McKees Rocks."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2366. Resolution authorizing the issuing of a warrant in favor of D. H. Crisman in the sum of \$150.00, refunding amount of certified check deposited by him with offer for piece of property on Bellefonte street, which check was cashed by the City, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2287. Resolution authorizing and directing the City Controller to transfer the sum of \$17,071.08 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and to credit the same as an additional sum for the payment of the cost of completing repairs in Thirty-third Street Sewer at Smallman street, Emergency Sewer Repair Contract, Mayor's Office, File No. 5427 and authorizing the issuing of a warrant drawn on said fund for the payment of the final estimate.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1674. Resolution exonerating Anna Bosmyer from the payment of the assessment of \$175.00 against her property on Ellis avenue for the improvement of said Ellis avenue, and authorizing and directing the City Solicitor to cancel said assessment.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the

ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1675. Resolution authorizing and directing the City Solicitor to accept the sum of \$400.00 in full payment of the assessment for the widening and damages by the grade of East Ohio street against property of Caroline A. Chambers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2359. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Jemina Benson, on account of charge for water on premises at 2118 Reed street, Fifth Ward, in the sum of \$15.65, being 50 per cent. of the excess of the metered rate over the former flat rate.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1907. Resolution authorizing and directing the Mayor to execute and deliver a deed to H. L. Ross, for the sum of \$500.00, for lot No. 5, on Holyoke avenue, Twenty-fifth Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winter
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2102. Resolution authorizing and directing the Mayor to execute and deliver a deed to Philip Giannotti, for the sum of \$60.00, for property located at the corner of Acorn street and Forward avenue, Fifteenth Ward.

In Finance Committee, February 15, 1921, Read and amended by striking out "\$60.00" and by inserting in lieu thereof "\$125.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 2414. Report of the Committee on Public Works for February

15th, 1921, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1403. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 32 feet, paving and curbing of Love street, from Whipple street to Philander street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1405. An Ordinance entitled, "An Ordinance authorizing and directing the grading to a width of 32 feet, paving and curbing of Philander street, from Goodman street to Olivia street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1407. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 32 feet, paving and curbing of Pocono street from Whipple street to Philander street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which were read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1409. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 32 feet, paving and curbing of Upterraf street, from Philander street to Ober street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which were read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2372. Resolution authorizing the issuing of warrants in favor of the firms and individuals listed below in payment of claims contracted for by the Bureau of Highways and Sewers, and charging same to Code Account No. 1616, Repairs, Stables and Yards:

Name.	Amount.
Packard Motor Co.....	\$145.96
Packard Motor Co.....	9.00
Mechanics Auto Repair Co.....	84.61
Iron City Spring Co.....	9.50
Gallagher Company.....	90.00
Gallagher Company.....	196.61
Gallagher Company.....	317.92
H. Hunziker.....	19.00
Gardner Brothers.....	37.75
Gardner Brothers.....	12.15
Western Top & Radiator Co.....	50.00
H. D. Anderson.....	17.55
Geo. B. Stewart Co.....	2.75

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the resolution was read a second time.

Mr. English arose and said:

Mr. President, I wish to be recorded as voting NO on Bill No. 2372, which is a belated appropriation to pay for old claims for repairing of automobiles in the Bureau of Highways and Sewers. It is not that I am against payment of legitimate bills, but you will remember, Mr. President, and the other members will remember, that it is Council's custom each year to ask the department and bureau heads if there are any unpaid bills remaining outstanding against their departments before we make up the appropriation for the next year. The idea being, since I have made the motion, that if there are any accounts in the various departments and bureaus outstanding, if they will advise us we will appropriate the necessary money so that it will not be necessary for them to come back later in the year and say they were hampered in their appropriation by paying bills contracted for the previous year.

I have tried to prevent this for years and Council unanimously passed the motion last year. Unless all of us do something and call a halt on the way these bureaus ignore the Council, the Council will fall into such a state that no one will pay any attention to it.

For that reason I want to be recorded as voting NO on the ground that the department was requested to have this account in, so that by adding an additional appropriation to their account in 1921 these bills could be paid and they would not need to rob the 1921 appropriations. The principle still exists and Council's action should be recognized by the departments.

And the resolution was read a third time, and upon final passage the ayes and noes were taken and being taken were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Garland	Herron (President)
Henderson	

Noes—Messrs.

English	Oliver
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Ayes—7.

Noes—2.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Robertson also presented

No. 2415. Report of the Committee on Public Works for February 16th, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2203. An Ordinance entitled, "An Ordinance setting aside and appropriating certain sums, amounting in the aggregate to \$18,111.48, from Street Improvement Bonds, Bond Fund Appropriation No. 194, for payment of the costs of completing the repaving of Liberty avenue, from Forfar street to Main street, and Liberty avenue, from a point 60 feet east of Winebiddle avenue to Center avenue."

Which was read,

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2240. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for and award a contract or contracts for the reconstruction of a public sewer on the private property of the City of Pittsburgh and P. R. R. Co., from Bigelow Boulevard to the existing sewer on the private property of P. R. R. Co., south of the right-of-way of the Pennsylvania Railroad Company, and authorizing the setting aside of the sum of Twelve thousand dollars (\$12,000.00) from Code Account No. 1576-E Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver presented

No. 2416. Report of the Committee on Public Service and Surveys for February 15, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also,

Bill No. 2056. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with the Highland Park Passenger Railway Company,

Fort Pitt Traction Company, Consolidated Traction Company, Pittsburgh Railways Company, and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, for the temporary abandonment of a street railway track on certain streets and avenues in the Eighth and Eleventh Wards of the City of Pittsburgh."

In Public Service and Surveys Committee, February 15, 1921 Read and amended in the Fifth paragraph of the form of Articles of Agreement, by striking out the entire paragraph and substituting a new paragraph in lieu thereof, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Oliver moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 1411. An Ordinance entitled, "An Ordinance vacating a portion of Wapello street at its intersection with Goe avenue, in the Twenty-seventh Ward."

Which was read.

Mr. Oliver moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Winters presented

No. 2417. Report of the Committee on Filtration and water for February 15th, 1921, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2373. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Louis A. Meyran whereby the said Louis A. Meyran shall give license and privilege to the said City to lay and maintain a City water main extending through his land in the Fourteenth Ward from Trevanion street to Lippert street."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2374. Resolution authorizing the issuing of a warrant in favor of the Mayer Wagon Company, 6459 Frankstown avenue, for \$170.25, for repairs to wagon belonging to the Bureau of Water, the same to be payable from Code Account No. 1765 "Repairs," Bureau of Water, Distribution Division.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Henderson presented

No. 2418. Report of the Committee on Parks and Libraries for February 15, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2293. Resolution authorizing the issuing of a warrant in favor of W. H. Elverson Pottery Company in the sum of \$749.21, for flower pots furnished to the Schenley Conservatory, same to be chargeable to and payable from Code Account No. 1807 of year 1920.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dalley presented

No. 2419. Report of the Committee on Public Safety for February 15th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1663. An Ordinance entitled, "An Ordinance amending Section 1 and Section 5 of an Ordinance approved May 31st, 1911, entitled, 'An Ordinance regulating the construction of hollow block and terra cotta tile walls of buildings,' so as to include and provide for public school buildings."

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Messrs.

English

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2129. An Ordinance entitled "An Ordinance providing for the safe operation of trailers by street railway companies and employees within the City of Pittsburgh, imposing certain duties and obligations upon the motormen, conductors and couplers, and providing penalties for the violation hereof."

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2267. An Ordinance entitled, "An Ordinance, A Supplement to an Ordinance entitled, 'A Supplement to an Ordinance entitled, 'An Ordinance regulating, in the interests of public safety, health and convenience, the movement of pedestrian, animal and vehicular traffic of every kind, in the streets, parks, bridges, squares and public places, and providing a penalty for the violation thereof,' approved June 30, 1915.'"

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.
 And the bill was read a second time and agreed to.
 And the bill was read a third time and agreed to.
 And the title of the bill was read and agreed to.
 And on the question, "Shall the bill pass finally?"
 The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.
 Anderson Oliver
 Dailey Robertson
 English Winters
 Garland Herron (President)
 Henderson

Ayes—9.
 Noes—None.
 And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also
 Bill No. 2097. Resolution authorizing the issuing of a warrant in favor of Wedlake-Lamson Company in the sum of \$1,965.00 for one new style ball bearing type motor for the Bureau of Fire, same to be chargeable and payable from Code Account No. 1032.

Which were read.
 Mr. Dailey moved
 A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.
 And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.
 Anderson Oliver
 Dailey Robertson
 English Winters
 Garland Herron (President)
 Henderson

Ayes—9.
 Noes—None.
 And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also
 Bill No. 2316. Resolution authorizing the issuing of warrants in favor of the following person and firm in payment of claims contracted for by the Department of Public Safety without competitive bids, and charging the amounts to the appropriation items shown below:

Schedule.	Appropriation No.
Animal Rescue League of Pittsburgh.....	\$1,081.68 1460
Robert A. Patton.....	30.20 1459-M

In Public Safety Committee, February 15, 1921. Read and amended by striking out the word "person" and by inserting in lieu thereof the word "persons" and by adding the following at the end of the resolution: "Charles H. Cheetham, \$5.23, 1459-M," and as

amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dailey moved
 That the amendments of the Public Safety Committee be agreed to.
 Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Dailey moved
 A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.
 And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.
 Anderson Oliver
 Dailey Robertson
 English Winters
 Garland Herron (President)
 Henderson

Ayes—9.
 Noes—None.
 And there being two-thirds of the votes of the Council in the affirmative, the resolution passed finally.

Mr. Anderson presented
 No. 2420. Report of the Committee on Charities and Correction for February 15, 1921, transmitting a resolution to Council.

Which was read, received and filed.
 Also, with an affirmative recommendation,

Bill No. 2313. Resolution authorizing the issuing of a warrant in favor of David Braun in the sum of \$1500.00, for 100 dozen pairs of men's pants for the Pittsburgh City Home and Hospital same to be chargeable to and payable from Code Account No. 1320.

Which was read.
 Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.
 And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.
 Anderson Oliver
 Dailey Robertson
 English Winters
 Garland Herron (President)
 Henderson

Ayes—9.
 Noes—None.
 And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English presented

No. 2421. Report of the Committee on Health and Sanitation for February 15th., 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also

Bill No. 2360.

Whereas, Contracts for the removal and disposal of garbage and rubbish within the City of Pittsburgh for the year ending December 31st, 1921, have not been awarded; and

Whereas, the contractors who held such contracts for the year ending December 31st, 1920, have removed and disposed of the garbage and rubbish during the month of January, 1921; and

Whereas, accurate record has been kept of the amounts so removed; therefore, be it

Resolved, That the Mayor shall be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the American Reduction Company for \$54,749.73, for the removal of 5,012.572 tons of garbage at \$4.60 per ton and 4,875.675 tons of rubbish at \$6.50 per ton, and to the Allegheny Garbage Company, Department of W. & H. Walker Incorporated, for \$15,448.81 for the removal of 1,651.325 tons of garbage at \$4.60 per ton and 1,208.11 tons of rubbish at \$6.50 per ton, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, the tonnage rates set forth in this resolution being the rate as established by the contractors for the period ending December 31st, 1920.

In Health and Sanitation Committee, February 15, 1921, Read and amended by striking out the three preambles, and by striking out the words "of 5012.572 tons" and the words "at \$4.60 per ton and 4875.675 tons of" and by inserting in lieu thereof the word "and"; by striking out the words "at \$6.50 a ton", the words "1651.325 tons of", the words "at \$4.60 per ton", the words "1208.11 tons", and the words "at \$6.50 a ton", and by striking out the words "the tonnage rates set forth in this resolution being the rates as established by the contractors for the period ending December 31st, 1920," and by inserting in lieu thereof the words

"subject to later adjustment," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. English moved

That the amendments of the Health and Sanitation Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Garland at this time asked and obtained leave to present

No. 2422. An Ordinance authorizing the employment of a competent engineer by the City Controller in connection with matters referred by Council, or a Committee thereof, to said Controller for investigation.

Which was read and referred to the Committee on Finance.

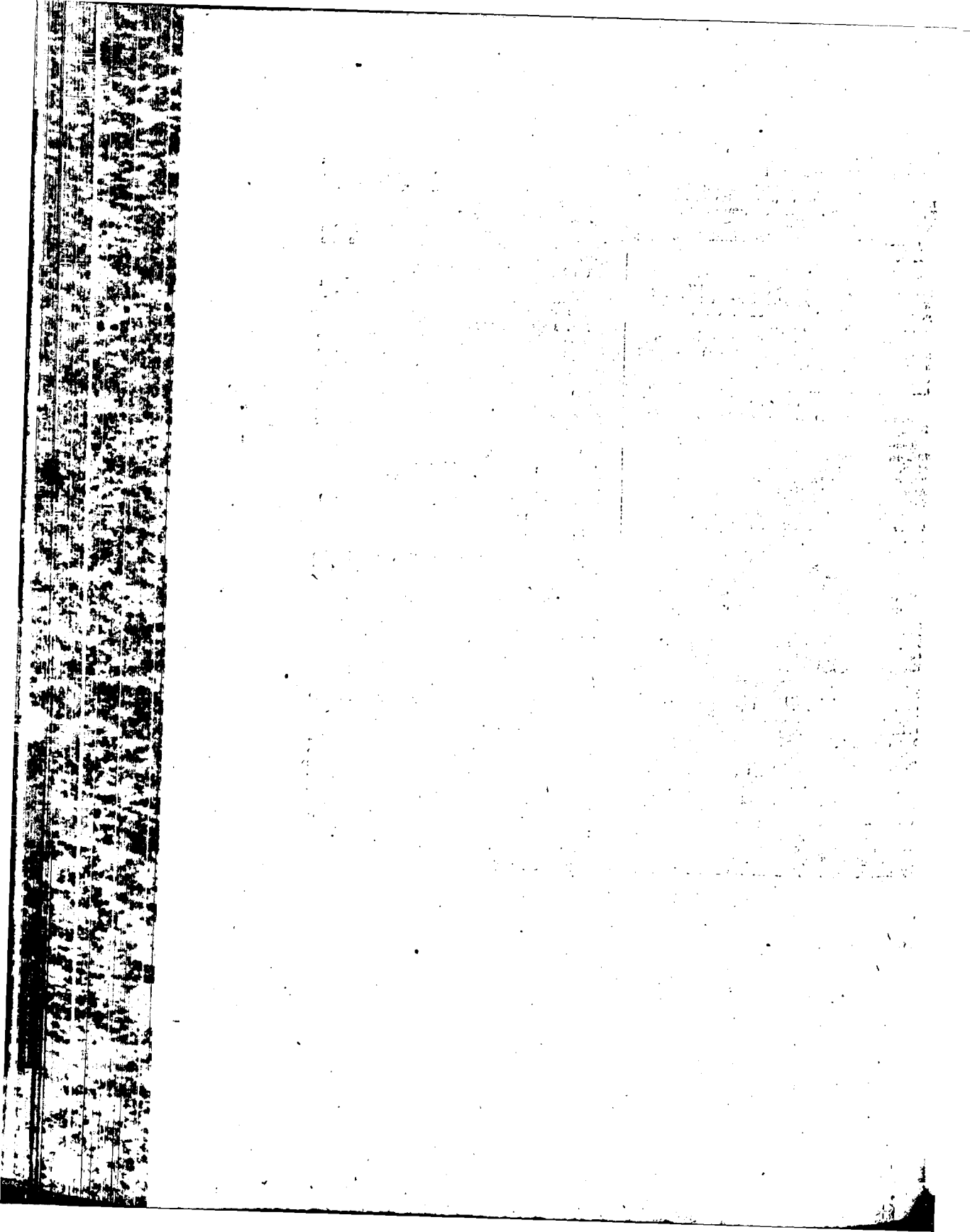
The Chair presented

No. 2423. Resolution authorizing and directing the City Controller to transfer the sum of \$350.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1240-D, Materials, Municipal Hospital.

Which was read and referred to Committee on Finance.

And, on motion of Mr. Henderson,

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, February 28, 1921

No. 11

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday February 28, 1921.

Council met.

Present—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Absent—Mr.

Anderson

Mr. Garland moved

That the minutes of the meetings of Council for Monday, February 7th; Monday, February 14th, and Monday, February 21st, 1921, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Dalley presented

No. 2424. Resolution authorizing the issuing of a warrant in favor of George N. Norton, Captain in the Bureau of Fire, for the sum of \$63.34, covering 11 days' lost time by reason of slipping on sidewalk while on way to work, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 2425. Resolution authorizing the issuing of a warrant in favor of the Wilson Construction Company for the sum of \$337.64, interest at the legal rate upon money retained by the City

due them on a contract for the erection and construction of an addition to the Power House at Mayview, Pa., and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2426. Resolution authorizing the issuing of a warrant in favor of the Wm. Penn Hotel in the sum of \$201.90 for luncheon furnished on the occasion of Gen. George W. Goethals' visit to inspect the Bigelow Boulevard slide, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2427. Resolution authorizing and directing the City Controller to transfer \$400.00 from Code Account No. 1847, Repairs Highland Park Zoo, to Code Account No. 1846, Materials, Highland Park Zoo, Bureau of Parks.

Also

No. 2428. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account No. 1713, Salaries, Division of Wharves and Landings, to Code Account No. 42, Contingent Fund.

Also

No. 2429. An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and to award a contract or contracts for the furnishing of one automobile, for the use of the Paymaster's Division, Department of City Treasurer, and providing for the payment of same.

Also

No. 2430. An Ordinance changing title of "Elevator Repairman" to "Elevator Maintenance Man" and "Oiler" to "Elevator Maintenance Man's Helper", in the Bureau of City Property, City-County Building, Department of Public Works.

Also

No. 2431. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Four hundred and seventeen thousand dollars (\$417,000.00) and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damages and expenses (including engineering expenses) of opening, widening and improving Diamond street from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon.

Which were severally read and referred to the Committee on Finance.

Also

No. 2432. An Ordinance granting unto the Monongahela House Company, its successors and assigns, the right to construct, maintain and use a steam line for the purpose of conveying steam from the House Building to the Monongahela House, under and across Smithfield street, in the First Ward of the City of Pittsburgh; beginning at a point on the easterly side of Smithfield street fifteen feet north of the northeast corner of Water street and Smithfield street; thence at right angles across Smithfield street to the Monongahela House.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Oliver presented

No. 2433. Resolution authorizing and directing the Controller to transfer the sum of \$1500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guard of Pennsylvania.

Which was read and referred to the Committee on Finance.

Also

No. 2434. An Ordinance establishing the opening grades on Beehner Road, Deely street, Durrell Road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel Way, Tesla Way, Theodolite Way, Traynor Way, Trevor Way and Tullie Way; and fixing the width and positions of the roadway and sidewalks, and providing for sloping and parking on Beehner Road and Loretta street, as laid out and proposed to be dedicated as legally opened highways by the heirs of Martin Beehner, deceased in a plan of lots of their property, in the Fifteenth Ward of the City of Pittsburgh, named "Aqua Vista Plan of Lots."

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2435. Petition for the grading, paving and curbing of Lyon street, from Bryn Mawr Road to Cherokee street.

Also

No. 2436. An Ordinance authorizing and directing the grading, paving and curbing of Lyon street, from Bryn Mawr Road to Cherokee street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2437. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on certain streets in the East End Avenue District of the Nine Mile Run Sewer System, including private property of the City of Pittsburgh and Lyman street and Peebles street in the Borough of Wilkesburg, describing same and setting aside the sum of Eighty Thousand (\$80,000.00) from the proceeds of the Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof.

Also

No. 2438. An ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the repaving of Brookline Boulevard, from Pioneer avenue to Creedmore avenue, and providing for the payment of the costs thereof.

Also

No. 2439. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for re-flooring the roadways and sidewalks and otherwise repairing the Twenty-eighth Street Bridge, over the Pennsylvania Railroad, and the north approach of the Herron Avenue Bridge, over the Baltimore & Ohio Railroad, and providing for the payment of the costs thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2440. Resolution authorizing and directing the Collector of Delinquent Taxes to accept from Patrick Lafferty the sum of \$600.00 in full payment and satisfaction of the city taxes and water rents assessed against his property situate in the Fifteenth Ward, being lots Nos. 86 87 and 88 on Forward avenue, for the years 1907 to 1920, both inclusive, and authorizing and directing the City Solicitor, upon the payment of the said sum of \$600.00 and the production of a receipt therefor, to enter satisfaction of record on the delinquent tax and municipal liens filed against said property.

Which was read and referred to the Committee on Finance.

Also

No. 2441. An Ordinance providing for the making of a contract or contracts for the laying of water pipe lines for the betterment of the water supply service.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 2442. Resolution authorizing and directing the Director of the Department of Public Safety to place the thirty-five (35) Lieutenants of Police on the monthly salary roll.

Which was read and referred to the Committee on Finance.

Also

No. 2443.

**COMMONWEALTH
OF PENNSYLVANIA.**

Executive Department.

Harrisburg, February 23, 1921.

Mr. E. J. Martin,
City Clerk,
Pittsburgh, Pa.

My dear Mr. Martin:

The Governor directs me to acknowledge your favor of the 18th, in which was incorporated a copy of Bill 2387 adopted by your Council, and to suggest that you arrange for hearings on such bills as affect the tax rate in Pittsburgh while the same are pending before the House and Senate.

If legislation of this character reaches the Governor's office, it will probably be at a time when the bills to be acted upon are so numerous that it will not be possible to grant hearings on all of them, and unfair to hold hearings on some of them.

It has been the Governor's experience that matters of this kind can be handled much more satisfactorily while they are pending before the General Assembly.

Very truly yours,

HARRY S. McDEVITT.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Mr. Winters arose and said:

Mr. President, I think it should be clearly understood that the Council did not desire to go to Harrisburg and be heard by the Governor or the Legislature on all bills affecting Pittsburgh. I think as the mover of the motion that it was the intention of Council to be heard or be given an opportunity to register our opinion by hearing, letter, or telegram. There are several bills pending in the Legislature which conflict with the power of Council and it should be made clear to the Governor just what Council desires in the matter and when it is not possible or desirable to go to Harrisburg for a hearing the Council be given the privilege of filing with the Governor a letter or telegram.

The Chair:

Has the Clerk a copy of the letter he sent to Governor Sproul?

The Clerk (Mr. Martin): Yes, sir.

Mr. Martin read the following letter:

"Pittsburgh, February 18th, 1921.

"To His Excellency,
Hon. William C. Sproul,
Governor of Pennsylvania,
Harrisburg, Pa.

Sir:

At a meeting of the Council of the City of Pittsburgh, held February 14th, 1921, the following resolution was presented by Mr. Winters, and adopted:

Bill No. 2387.

RESOLVED, That the City Clerk be directed to communicate with His Excellency, Honorable William C. Sproul, Governor of Pennsylvania; also with the President of the State Senate and the Speaker of the House of Representatives, and ask that the Council of the City of Pittsburgh be given an opportunity to be heard on all legislation which affects the tax rate of the City of Pittsburgh, with particular reference to mandatory bills which increase the cost of city government.

Yours respectfully,

E. J. MARTIN,
City Clerk."

Mr. Winters arose and said:

Mr. President, probably by the wording of that resolution there was plenty of room for misunderstanding. We did not absolutely have the thought in mind of going down to Harrisburg for a hearing on all bills affecting the tax rate of Pittsburgh.

I move you, Mr. President, that the clerk communicate with His Excellency, Honorable William C. Sproul, Governor of Pennsylvania, and notify him that Council desires to register by hearing or in writing its opinion on such legislation as comes before him for his signature that affects the tax rate of the City of Pittsburgh.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2444. Report of the Committee on Finance for February 23d 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2391. An Ordinance entitled, "An Ordinance making an appropriation of \$3500.00 to the Maintenance Fund of the Flood Commission of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2422. An Ordinance entitled, "An Ordinance authorizing the employment of a competent engineer by the City Controller in connection with matters referred by Council, or a Committee thereof, to said Controller for investigation."

In Finance Committee, February 23, 1921. Read and amended in Section 1, by inserting in blank space the figures, "\$65.00", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, on Bill No. 2422 I also wish to be recorded as voting NO. It is setting up a new Division of Investigation in the office of the City Controller. I think that it is a mistake, because I believe the Council has sufficient ability to make investigations on its own account, and if we could not come to a conclusion on account of lack of technical knowledge there is no reason why the Council should not employ an engineer or engineers who would work under the Council itself.

The second whereas clause of this ordinance proves that this is to be a continuing division of investigation, because the whereas clause reads as follows:

"Certain other matters of a similar nature may be referred to said Controller for similar action and report in the future."

Now, I find the same words in the middle of Line 11 in the bill itself on the second page, "and for such other matters of a similar nature as may from time to time be referred to said Con-

troller." Now, for the benefit of anybody who may not understand this, I want to give my interpretation. It occurs to me that once this ordinance is passed that the Controller is permitted to employ an engineer or engineers at a cost not to exceed \$65.00 per day, and the money is to be paid from the Contingent Fund. As long as there is any money in the Contingent Fund such money could be paid out by the Controller at the rate of \$65.00 per day on any matter referred to the Controller by any committee of Council. It is not that I fear the Controller would go wild and employ any number of persons he might want at \$65.00 per day, for I know Mr. Morrow would not do anything like that. What I object to is giving such authority to any person outside of Council itself. If the gentlemen who desire to employ an engineer to investigate certain matters in the Department of Public Works which have come before Council will change this ordinance so that Council would employ the engineer, I will gladly vote for such an ordinance. I am opposed to delegating to any individual or any branch of the city government authority to do certain things when I think Council is competent to handle the matters.

Mr. Winters arose and said:

Mr. President, I want to say on Bill No. 2422 that I do not vote on that with the understanding that it is going to be a permanent proposition. I see no reason for that, but I voted for this resolution which brings this about for the reason that four or five specific matters which have caused a great deal of contention in the Council and the Department of Public Works, founded upon the charges made by Mr. McArdle, namely, the use of old recycled block on certain street repaving contracts; the improvements of Shaler street and River avenue and two or three other matters, involved questions which to my mind the question the competency or the honesty of the department, and for that reason I voted for those specific matters, believing it high time that some disinterested outside party with knowledge and training to express an opinion on this subject should be called in and an opinion be registered for the guidance of Council. I not by any means intend at this time to convey any impression, so far as I am concerned, that by voting for this particular bill, it will commit me to any permanent policy.

Mr. English arose and said:

The gentleman may be sincere in what he says. The bill does not follow that line of reasoning. If he is desirous of having the Controller investigate only those matters which have already been referred to him for investigation, why don't the Council set for those specific matters in this bill? I say it is not so. While that might be the intention, the wording of the bill is exactly the opposite, because it says "Certain other matters of a similar nature may be referred to said Controller for similar action and report in the fu-

ture." According to that language, this is to be continued as an investigating bureau in the office of the Controller.

Why don't the Council take the same procedure as it did in the Bigelow Boulevard slide matter? It asked that General George W. Goethals investigate and submit a report to Council itself on the matter and the Council did receive a two-page report from Mr. Goethals. There was something specific in that case and Mr. Goethals was only employed to furnish us a report on one special matter. The ordinance now before us is not specific at all, because it refers to other matters of a similar nature which may be referred to the Controller in the future for investigation. You are not legislating for the two or three matters already referred to the Controller.

The Chair:

Mr. English, I am sorry that you do not understand the ordinance. The intention is as Mr. Winters has stated it.

Mr. Winters arose and said:

Mr. President, if you will allow me a word. Mr. English said, "The gentleman may be sincere in this matter." I want to say in reply to that, that I am sincere. There is no question in my mind if there is in his. It is a matter of votes. There is nothing referred to the Controller or anybody else unless it is passed by a majority vote in Council and a majority vote in Council can change its policy at every meeting if it so desires.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	(Herron (President))
Oliver	

Noes—Mr.

English

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2393. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$191.91, for services rendered to the Department of City Planning in a consulting capacity during the month of February, 1921, and charging the same to Code Account 1108-B. Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2394. Resolution authorizing the issuing of a warrant in favor of the American La France Fire Engine Company in the sum of \$3440.00, for repairs to Fire Engine Reg. No. 313, and charging the same to Code Account No. 1033, Repairs, Municipal Garage and Repair Shop.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2395. Resolution authorizing the issuing of a warrant in favor of Mathilda W. Denny in the sum of \$76.67, refunding overpaid city taxes, and charging same to appropriation No. 41, Refund of Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2396. Resolution authorizing the issuing of a warrant in favor of John P. Zimmerman, cashier in the City Treasurer Office, in the sum of \$10.00, refunding amount collected by the City Treasurer from Mr. Zimmerman, on account of bad bill for \$10.00 taken in during the rush at his window during the collection of taxes and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2398. Resolution authorizing the issuing of a duplicate warrant in favor of Rachel Coman in the sum of \$85.00, replacing lost warrant, and charging to Appropriation No. 68, Allegheny Playground Association.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2400. Resolution approving the payment of \$4,877.60 for extras in the contract with R. D. Thomas and Company for the construction of the Prescott Street, Flowers Avenue, Dido Way and Clarion Street Sewer System, and authorizing the City Controller to charge the same as part of the cost of said contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2399. Resolution setting aside in Appropriation No. 42, Contingent Fund, for the use of the Department of City Planning in defraying the necessary expenses of the National Conference of City Planning, to be held in Pittsburgh, May 9th, 10th and 11th, to be paid on vouchers to be approved by the City Controller, contingent on an appropriation to be made by the Commissioners of Allegheny County for a like amount.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2401. Resolution authorizing the City Controller to transfer the sum of \$1092.00 from Contingent Fund, Appropriation No. 42, to Code Account No. 1731½, Wages, Peralto Street Bath House.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2402. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$4,500.00 from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. English arose and said:

Mr. President, I regret very much that I am compelled to vote NO on Bill No. 2402, which is a transfer of \$4,500.00 from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety. I regret this exceedingly because I believe this money is to be expended for a new automobile for the Director of Public Safety. I am in favor of purchasing him a new automobile but I am not in favor of taking money out of the salary account to pay it, unless later in the year we find there is sufficient money left over in this fund for Council to make the transfer. It may be that I am a little too serious, but I have endeavored to maintain my views as expressed on the floor of Council a number of times since my membership in Council. I don't think it is right to set up money for regular employees and then within two months transfer it for other purposes. I would like to transfer the money from some account to furnish the Director with a new automobile, but I cannot see my way clear to take the funds from the salaries account. I therefore vote NO.

Mr. Dalley arose and said:

Mr. President, on Bill No. 2402, transferring \$4,500.00 to Item F. Equip-

ment, Department of Public Safety, I want to say there was a communication from Director Alderdice to the Finance Committee last week in which he stated that the money was available, and he further stated that more than \$4,500.00 could be transferred to this fund if need be.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Noes—Mr.

English

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2405. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Barnett Davis on account of charges for water, in the sum of \$32.74, being 50 per cent. of the excess meter rate over the former flat rate, on premises at 2028-34 Rose street, Fifth Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2423. Resolution authorizing and directing the City Controller to transfer the sum of \$350.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1240-D, Materials Municipal Hospital.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dawley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—None.

Ayes—8.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2403. Resolution authorizing the City Solicitor to release from the lien of judgment at No. 2045, January Terms, 1907, Court of Common Pleas, on property of Mrs. Julia E. McClure, situate in the First Ward of the Borough of Crafton, being lot No. 14 in Dinsmore Orchard Plan laid out by John A. Bell.

In Finance Committee, February 23, 1921, Read and amended by adding at the end of the resolution the following words: "upon the payment into the City Treasury of the sum of Ten dollars," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dawley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2190. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot on Emmett street, Fifth Ward, to H. C. Vassar, C. P. Brackett, Frank Williams and R. M. Moore, Trustees of Union Co. No. 20, U. R. K. of P. for the sum of \$200.00.

In Finance Committee, February 23d, 1921, Read and amended by striking out "\$200.00" and by inserting in lieu thereof "\$300.00", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dawley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2330.

WHEREAS, The property located at Western avenue and Chateau street, in the Twenty-first Ward, has been and is being used by the North Side Board of Trade as an athletic field and playgrounds; and

WHEREAS, Said Board of Trade has entered into a lease for this property for the years 1917, 1918, 1920 and 1921; and

WHEREAS, The taxes assessed against said property in the name of John A. Beck & Co. for the years 1917 and 1918 and Stewart H. Clapp and Walter H. Hawkins for the years 1920 and 1921 are as follows:

1917.....	\$ 774.38
1918.....	929.26
1920.....	1169.71
1921.....	1232.84

RESOLVED, That the Department of Assessors shall be and they are hereby authorized and directed to issue an ex-emption in favor of John A. Beck & Co. in the sum of \$1703.64 and Stewart H. Clapp and Walter H. Hawkins in the sum of \$2402.55 for property in the Twenty-first Ward, used by the North Side Board of Trade as an athletic field and playground for the years 1917, 1918 1920 and 1921.

In Finance Committee, February 23d, 1921, Read and amended by striking out the following amounts: "774.38, \$929.26, \$1169.71, \$1232.84, \$1703.64.

\$2,402.55," and by inserting, in lieu thereof the following, respectively, "\$508.88, \$641.63, \$838.66, \$882.80, \$1150.51 \$1721.46," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Darley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 2445. Report of the Committee on Public Works for February 23rd, 1921, transmitting a resolution and two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2406. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of a Concrete Mixer for the Asphalt Plant, Bureau of Highways & Sewers."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Darley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2407. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of labor and delivery of material for the reconstruction of one (1) five-ton stiff leg derrick and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time. was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Darley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—None.

Ayes—8.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2243. Resolution authorizing the issuing of a warrant in favor of Charles Keck, Sculptor, in the sum of \$200.00, in payment for extra work in the preparation of models for the ornamental stone work on the Bigelow Boulevard Retaining Wall, and charging the same to Code Account No. 1518-B, Miscellaneous Services, Bureau of Engineering, Department of Public Works.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey
English
Garland
Henderson

Robertson
Winters
Herron (President)

Noes—Mr.
Oliver

Ayes—7.

Noes—1.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 2446. Report of the Committee on Public Service and Surveys for February 23d, 1921, transmitting several ordinances to Council.

Which was read, received and filed.

Mr. Oliver moved

In order to consider Bill No. 2191, A suspension of Rule VIII, which provides that all bills, ordinances and resolutions when returned from committee, shall be printed and a copy of each bill mailed to each member at least 48 hours previous to a meeting of Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 2191. An Ordinance entitled, "An Ordinance granting unto Dwight E. Hamlin, his successors and assigns, the right to construct, maintain and use a switch track on and across Thirty-eighth street located three hundred and sixty-two (362 ft.) feet northwest of the northwestern building line of Foster street, Sixth Ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2196. An Ordinance entitled, "An Ordinance establishing the grade of Hugus way, from South Fairmount street to South Negley avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 2195. An Ordinance entitled, "An Ordinance establishing the grade of Ella street, from Minerva street to Wertz way."

Which was read.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 2198. An Ordinance entitled, "An Ordinance establishing the grade of Wertz way, from Ella street to Taylor street."

Which was read.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Mr. Winters presented

No. 2447. Report of the Committee on Filtration and Water for February 23d, 1921 transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2409. Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Meter Company in the sum of \$688.73, or so much of the same as may be necessary, in payment for meter parts furnished to the Bureau of Water, same to be chargeable to and payable from Code Account No. 1764.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2410. Resolution authorizing and directing the Mayor to issue, and the City Controller to countersign, warrants for purchases or coal payable to the Valley Camp Coal Company and others, if any, applying on the receipts of the year 1920, from Code Account No. 1755, on account of furnishing of coal for the several pumping stations.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dalley presented

No. 2448. Report of the Committee on Public Safety for February 23d, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2388. An Ordinance entitled "An Ordinance providing for the letting of contracts for furnishing telephone service to the various departments and bureaus of the City Government of the City of Pittsburgh for the year ending December 31st, 1921."

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2390. An Ordinance entitled, "An Ordinance providing for the letting of a contract for furnishing one (1) automobile for the use of the General Office of the Department of Public Safety."

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Henderson presented

No. 2449. Report of the Committee on Parks and Libraries for February 23d, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2404. Resolution authorizing the Superintendent of the Bureau of Parks, Department of Public Works, to represent the City of Pittsburgh in the selection of animals for Zoological Gardens at Highland Park, and authorizing the issuing of warrants in favor of said Superintendent in payment of the necessary expenses incurred in visiting cities where dealers receive the shipments, and charging the same to Code Account No. 1848, Equipment, Bureau of Parks.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dwiley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Robertson moved

That the Clerk be authorized to furnish each member of Council with a copy of the brief filed by the Director of the Department of Public Works and the Chief Engineer of the Bureau of Engineering, in the matter of the Bigelow Boulevard Slide Investigation, and that the Committee on Public Works meet on Friday, March 4th, 1921, at 2 o'clock p. m., to consider the testimony taken in the case.

Which motion prevailed.

And on motion of Mr. Garland.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, March 7, 1921

No. 12

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, March 7th 1921.

Council met.

Present—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Absent—Mr.

Dailey

PRESENTATIONS.

Mr. Anderson presented

No. 2450. An Ordinance authorizing the Director of the Department of Public Works to enter into a contract or contracts with the owners or contractors for the destruction of portions of certain buildings within the lines of the widening of Second Avenue, and making an appropriation to pay the cost and expense thereof.

Also

No. 2451. An Ordinance changing the titles of Four Laborers in the Bureau of City Property, Exposition Buildings, Department of Public Works.

Also

No. 2452. Resolution authorizing the Director of the Department of Public Safety to issue permits without cost to engineers and assistant engineers in the Bureau of Fire to operate engines during fires, and that the sum

of \$175.00 paid for permits during the year 1921 be returned to said employees of the Bureau of Fire, and charging same to Appropriation No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 2453. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to award a contract or contracts for the redecorating of Exposition Music Hall, and providing for the payment of the cost of same.

Which was read and referred to the Committee on Public Works.

Also

No. 2454. An Ordinance providing for the letting of a contract or contracts for laundry service for the Department of Public Safety and its several Bureaus for the year ending December 31st, 1921.

Also

No. 2455.

RESOLVED, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firms in payment of claims incurred by the Department of Public Safety and without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation No.
Animal Rescue League of Pittsburgh.....	\$1,093.53	1460
Ernest K. Coberly.....	\$ 3.12	1459-M.
Martin Corcoran.....	\$ 4.68	1459-M.
S. A. Dies.....	\$ 27.22	42
Shriver Stewart.....	\$ 14.55	42

Which were read and referred to the Committee on Public Safety.

Mr. English presented

No. 2456. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Mary C. McLaughlin in the sum of \$43.03, being 50 per cent. of the excess meter rate over the former flat rate on property at No. 8 Brenham street, Fourth Ward.

Which was read and referred to the Committee on Finance.

Also

No. 2457. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$31,797.42 and the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$9360.50, for the removal of garbage and rubbish for the month of January, 1921, and charging same to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Also

No. 2458. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$74,729.65 and the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$24,123.60 for the removal of garbage and rubbish for the month of February, 1921, and charging same to Code Account 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 2459. Resolution authorizing and directing the Mayor to execute and deliver a deed to Harry Fowler for a piece of ground situate on the south side of Perrysville avenue, near O'Hern street, 25th Ward, for the sum of \$200.00.

Also

No. 2460. Resolution authorizing and directing the Mayor to execute and deliver a deed to E. L. Kirby for Lot No. 56 in Robert Henderson Heirs' Plan located on Warren street, 25th Ward, for the sum of \$150.00.

Also

No. 2461. Resolution approving the payment of \$1,700.50 to R. D. Thomas & Company, as certified to by the Department of Public Works, for extras on the contract for the construction of a 15-in. pipe sewer on Prescott street, Dido way, Flowers avenue and Kilbourne street, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Also

No. 2462. Resolution instructing the Board of Water Assessors to exonerate the People's Baths, 1906 Penn avenue, from the payment of water rents for the years 1920 and 1921, and

for so doing this shall be their full warrant and authority.

Also

No. 2463. Resolution authorizing the issuing of a warrant in favor of Basilio Cugliari, for use of Michael Cugliari and Guona Cugliari, in the sum of \$546.00, being payment in full of one-half his wages as laborer in the Bureau of Water, Department of Public Works, payable to his parents, as de-

pendents during the period of his absence from his employment while in the Military Service of the United States during the World War, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2464. Resolution authorizing the issuing of a warrant in favor of Concetta Costa Di Loici Griffo, in the sum of \$713.37, in full payment of one-half of the wages of Guiseppe Griffo, her husband, a laborer in the Bureau of Water, Department of Public Works, during the period he served in the United States Army, in accordance with the Act of 1917, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2465. Resolution authorizing the issuing of a warrant in favor of Louis De Riggi, for use of Aenello and Carminella De Riggi, in the sum of \$555.75, being payment in full of one-half his wages as laborer in the Bureau of Water, Department of Public Works, payable to his parents as dependents, during the period of his absence from his employment while in the Military Service of the United States during the World War, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2466. Resolution authorizing the issuing of a warrant in favor of David M. Martin, rodman in the Bureau of Engineering, for \$105.00, to reimburse him for doctor and hospital expenses occasioned by being injured while in the performance of his service as Rodman, and charging same to Appropriation No. 44-M.

Also

No. 2467. Resolution authorizing the issuing of a warrant in favor of the Valley Camp Coal Company for 200 cars of coal at \$3.75 per ton and the Johnetta Brick and Coal Company for 28 cars of coal at \$3.20 per ton, the total amount involving \$41,980.00, or so much of the same as may be necessary, and charging same to Code Account No. 1755-C.

Also

No. 2468. Resolution authorizing the issuing of a warrant in favor of Miss Teresa Nudo (student) in the sum of \$60.00, for one month's services as typewriter in the Department of Supplies, and charging same to Code Account No. 1128 B.

Also

No. 2469. Resolution authorizing and directing the Controller to transfer the sum of \$2,520.00 from Code Account No. 1127, Wages, to Code Account No. 1126, Salaries, Department of Supplies.

Also

No. 2470. An Ordinance authorizing the Director of the Department of Supplies to employ two (2) chauffeur delivery men and providing for the payment of their salary.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 2471. Resolution authorizing the issuing of a warrant in favor of Snowden G. Lennox in the sum of \$415.80 for premiums for insurance on five elevators in the Diamond Market for a period of three years, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 2472. Communication from L. H. Cochrane, offering on behalf of Mrs. L. M. Cochrane and Miss Anna Dietrich, property on Brighton Road upon which to erect a building for use of a branch library.

Also

No. 2473. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Sea Lion Tank at the Highland Park Zoo, and providing for the payment of the costs thereof.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 2474. An Ordinance repealing that portion of Ordinance No. 58 entitled, "An Ordinance locating Bellerock street, from Wilkins avenue to Homewood avenue," approved June 4th, 1897, which locates Bellerock street from a point 589.02 feet southwardly from the southerly line of Wilkins avenue to a point 515.27 feet northwardly from Northumberland street.

Also

No. 2475. An Ordinance locating Bellerock street, in the Fourteenth Ward of the City of Pittsburgh, from a point 589.02 feet southwardly from the southerly line of Wilkins avenue to Woodmont street.

Also

No. 2476. An Ordinance establishing the grade of Sonora way and Street, from Kennedy avenue to Pelham street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2477. Resolution approving the lease for all that certain lot and premises situate in the Twenty-second Ward, on the northerly side of North Avenue, made by J. W. Cree, Jr., Attorney-in-fact for Henry S. Denny and Elizabeth B. M. Denny, to the City of Pittsburgh, for a term of five (5) years, beginning April 1st, 1921, at an annual rental of \$1320.00, payable quarterly, together with all taxes and assessments, and charges that may become a lien against said premises, the payment of the said rental to be paid from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read and referred to the Committee on Public Works.

Also

No. 2478. An Ordinance repealing an ordinance entitled, "An Ordinance granting unto Booth & Flinn, Ltd., contractors, their successors and assigns, the right to construct, maintain and use a temporary narrow gauge track, gravel and sand bins and a standard gauge tracks on Pioneer avenue, from Warrington avenue to Wabash Railroad, etc.," approved by the Mayor May 8th, 1920.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 2479. An Ordinance providing for the appointment of two (2) additional clerks in the Bureau of Police, Department of Public Safety, and fixing the salaries therefor.

Also

No. 2480. Resolution authorizing the Director of the Department of Public Safety to place the Sergeants and Patrolmen of the Bureau of Police on the monthly salary roll.

Which were read and referred to the Committee on Finance.

Also

No. 2481. Resolution approving the lease for that certain property abutting on Bingham street and known as Numbers 612 and 614 Bingham street, in the 17th Ward, for stables and headquarters of the Bureau of Highways and Sewers, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh, for a term of one year, beginning May 21st, 1921, at an annual rental of \$1500.00, payable monthly, and charging same to Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Also

No. 2482. Resolution approving the lease for property situate on Bingham street between South Sixth street and South Seventh street, 17th Ward, for stables and headquarters of the Bureau of Highways and Sewers, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh, for a term of one year, beginning May 1st, 1921, at an annual rental of 1500.00 payable monthly, and charging same to Appropriation No. 1613, Miscellaneous Services, Stables and Yard, Bureau of Highways and Sewers.

Also

No. 2483. An Ordinance authorizing and directing the grading, paving and curbing of Well street, from Augusta street to Edith street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Which were severally read and referred to the Committee on Public Works.

The Chair presented.

No. 2484. Communication from John Swan, Director of the Department of Public Works, submitting report of the Bureau of Recreation on Bill No. 47, Resolution asking for a report covering recommended expenditures in the Recreation Bond Fund.

Also

No. 2485. Communication from the Homewood-Brushton Board of Trade asking that certain public improvements be made in the Homewood-Brushton District.

Which were read and referred to the Committee on Finance.

Also

No. 2486.

PITTSBURGH REAL ESTATE BOARD.

Pittsburgh, March 7th, 1921.

To the Honorable, the Council of the City of Pittsburgh,

City-County Building,
Pittsburgh, Pa.

Gentlemen:

In response to your request, a committee of well experienced and qualified members of the Pittsburgh Real Estate Board has carefully gone over the estimate which the Engineering Department has figured out, and as shown by the lists kindly sent in, as to the damages occurring to the property taken and interfered with, in the matter of the location and building of the Boulevard of the Allies, from Grant street to Gist street, and which examination leads said committee, and the Pittsburgh Real Estate Board, to feel that the estimate of damages, up to Gist street, and which covers the distance or part provided in the present ordinance, is ample to cover the damages that might be reasonably claimed or hoped by the owners of the property affected and to be obtained in the way of adjudication or assessment of such damages, before the Board of Viewers, or through the Courts.

Most respectfully submitted,

PITTSBURGH REAL ESTATE BOARD,
A. J. Kelly, Jr.,
President.

Also

No. 2487. Communication from the Lincoln District Board of Trade asking that Westmoreland, Joshua and Broadhead streets be graded, paved and curbed.

Also

No. 2488. Communication from Wm. J. Harley asking that an outlet across the right-of-way of the Pittsburgh Railways Company in the 19th Ward, at a point on Brookline Boulevard, near West Liberty avenue, be provided, so as to connect with an unnamed street on which he desires to construct 15 houses.

Also

No. 2489. Communication from Miss Emma Siebert asking that Brereton street, in the Sixth Ward, be repaired.

Which were severally read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2490. Report of the Committee on Finance for February 28th, 1921, transmitting several resolutions and ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2430. An Ordinance entitled, "An Ordinance changing title of 'Elevator Repairman' to 'Elevator Maintenance Man' and 'Oiler' to 'Elevator Maintenance Man's Helper' in the Bureau of City Property, City-County Building, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2431. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Four hundred and seventeen thousand dollars (\$417,000.00) and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.: For the City's share of the cost, damages and expenses (including engineering expenses) of opening, widening and improving Diamond street, from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2328. Resolution authorizing the issuing of a warrant in favor of M. A. Kennelly in the sum of \$150.00, in full settlement of all claims for damages to his automobile and injuries to himself by striking rope stretched across the east side of Harriet street for the protection of children coasting, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2425. Resolution authorizing the issuing of a warrant in favor of the Wilson Construction Company in the sum of \$337.64, interest on \$5,627.40, which was retained by the City on contract for the erection and construction of an addition to the powerhouse at Mayview, Pa., and which work was delayed for one year through no fault of the contractor, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2426. Resolution authorizing the issuing of a warrant in favor of the Wm. Penn Hotel in the sum of \$201.90, payment for luncheon held on the occasion of Gen. Geo. W. Goethals' visit to inspect the Boulevard slide, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2427. Resolution authorizing and directing the City Controller to transfer the sum of \$400.00 from Code Account No. 1847, Repairs, to Code Account No. 1846, Materials, Highland Park Zoo.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2428. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account 1713, Salaries, Division of Wharves and Landings, to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2433. Resolution authorizing and directing the Controller to transfer the sum of \$1500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guard of Pennsylvania.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1639. Resolution authorizing and directing the City Controller to set aside the sum of \$1,000.00 from Code Account No. 42, Contingent Fund, to pay the cost of moving ven-

tilating shaft for comfort station in the erection of Soldiers' Memorial on the site of the present waiting room at Penn avenue and Butler street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 2491.

City of Pittsburgh, Penna.,
October 26th, 1920.

Finance Committee,
City Council.

Gentlemen:

Referring to Council Bill No. 1639, being a resolution authorizing the City Controller to set aside the sum of \$1,000.00 from Code Account 42, Contingent Fund, to pay the costs of making alterations to the comfort station at Penn avenue and Butler street, made necessary by the location of the Sixth Ward Soldiers' Memorial at this point, beg to advise that the estimate of \$1,000.00 is based on the necessity of changing the main ventilating shaft which rises through the center of the present waiting room, which will have to be removed to locate the Soldiers' Memorial. It will also be necessary to make some changes in the duct system inside the comfort station and to provide for the new vent location. This cost is based upon the estimate of John P. Brennan, City Architect, designer and constructor of this comfort station. Copy of his estimate is herewith attached.

It is my understanding that the expense of removing the waiting room, together with all preparations of the site and the construction of the base for the Soldiers' Memorial, is to be borne by the Sixth Ward Soldiers' Memorial Committee and that the \$1,000.00 requested above will simply provide for the necessary changes for the proper ventilation of the comfort station.

Yours very truly,

JOHN SWAN,
Director.

Pittsburgh, Pa., Nov. 26, 1920.
Charles F. Weible,
Clerk of Finance Committee of Council,
Pittsburgh, Pa.
Dear Sir:

In reply to your letter of inquiry of the 5th inst., will say on behalf of the Drafter Committee of the Fifth Zone, Sixth Ward, that we take the same view as Director Swan on Bill 1639, appropriating One thousand \$1000.00) dollars, to simply provide for the necessary changes for the proper ventilation of the comfort station.

Yours truly,

M. N. SHAPIRO,

Secretary of the Drafter's Com.

In Finance Committee, March 1st, 1921, Read and ordered sent to Council to be printed in full in the record.

Which was read, and on motion of Mr. Garland, received and filed.

Also

Bill No. 2442. Resolution authorizing and directing the Director of the Department of Public Safety to place thirty-five (35) Lieutenants of Police on the monthly salary roll.

In Finance Committee, March 1, 1921, Read and amended by striking out "thirty-five (35)", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the resolution be recommended to the Committee on Finance.

Which motion prevailed.

Also, with a negative recommendation,

Bill No. 2137. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Public Comfort Station Bonds, Bond Fund Appropriation No. 202, the sum of \$10,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works"

Which was read.

Mr. Garland moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 2492. Report of the Committee on Public Works for March 1st, 1921, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1603. An Ordinance entitled, "An Ordinance authorizing and directing partial payments to be made for work done on contracts for the grading, regrading, paving, repaving and otherwise improving of Second avenue, from Liberty avenue to Grant street."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2437. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on certain streets in the East End Avenue District of the Nine Mile Run Sewer System, including private property of the City of Pittsburgh and Lyman street and Peebles street, in the Borough of Wilkinsburg, describing same and setting aside the sum of Eighty thousand dollars (\$80,000.00) from the proceeds of the Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2438. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the repaving of Brookline Boulevard, from Pioneer avenue to Creedmore avenue, and providing for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2439. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for reflooring the roadways and sidewalks and otherwise repairing the Twenty-eighth Street Bridge over the Pennsylvania Railroad, and the north approach of the Herron Avenue Bridge over the Baltimore & Ohio Railroad, and providing for the payment of the costs thereof."

Which was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1444.

WHEREAS, Contract No. 5158, file No. 266, Mayor's office file, was entered into July 11th, 1919, between F. & F. Diulus and the City of Pittsburgh, for the grading, paving and curbing of Methyl street, from Wentworth street to Coast avenue, for the sum of \$45,520.95, based upon certain estimated quantities of work as shown upon the contract plan and upon unit prices and

WHEREAS, During the execution of the aforesaid contract, which was completed in a satisfactory manner June 12th, 1920, there was a substantial increase in the cost of labor and materials by reason of which the said F. & F. Diulus suffered a financial loss in the amount of \$2,988.80, as shown by claim submitted to the Department of Public Works, and approved by the Director; and

WHEREAS, Certain extra work, consisting of the reconstruction of a sewer, was essential for the proper completion of the improvement, and was approved and authorized by the Department of Public Works at a cost of \$2,101.00; now, therefore, be it

RESOLVED, That the claim as herein set forth, in the amount of \$2,988.80, and the said extra work in the amount of \$2,101.00, both as certified by the Department of Public Works, be approved, and the City Controller is hereby authorized and directed to charge the same in the aggregate amount of \$5,089.80, as part of the cost of the said contract.

In Public Works Committee, March 1st, 1921. Read and amended by striking out in the preamble and the resolution the figures "2,988.80" and by inserting in lieu thereof the figures "1,499.40" and by striking out in the resolution the figures "5,089.80" and by inserting in lieu thereof the figures "3,600.40", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Robertson moved.

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the resolution as amended in Committee and agreed to by Council, was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver presented

No. 2493. Report of the Committee on Public Service and Surveys for March 1st, 1921, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2195. An Ordinance entitled, "An Ordinance establishing the grade of Ella street, from Minerva street to Wertz way."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2198. An Ordinance entitled, "An Ordinance establishing the grade of Wertz way, from Ella street to Taylor street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2432. An Ordinance entitled, "An Ordinance granting unto the Monongahela House Company, its successors and assigns, the right to construct, maintain and use a steam line for the purpose of conveying steam from the House Building to the Monongahela House, under and across Smithfield street, in the First Ward of the City of Pittsburgh; beginning at a point on the easterly side of Smithfield street fifteen feet north of the northeast corner of Water street and Smithfield street; thence at right angles across Smithfield street to the Monongahela House."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2434. An Ordinance entitled, "An Ordinance establishing the opening grades on Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way, Theodolite way, Traynor way, Trevor way and Tulle way; and fixing the width and positions of the roadway and sidewalks, and providing for sloping and parking on Beehner road and Loretta street, as laid out and proposed to be dedicated as legally opened highways by the Heirs of Martin Beehner, deceased, in a Plan of Lots of their property in the Fifteenth Ward of the City of Pittsburgh, name 'Aqua Vista Plan of lots.'"

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 2494. Report of the Committee on Filtration and Water for March 1st, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2441. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for the laying of water pipe lines for the betterment of the water supply service."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Henderson presented.

No. 2495. Report of the Committee on Parks and Libraries for March 1st, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2148. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the completion of the grandstand in Schenley Park, including appurtenances, and providing for the payment of the costs thereof."

Which was read.

Mr. Henderson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, I regret that I am compelled to again vote NO on this proposition, which is the third time we have voted on it. We were deceived when the original contract was let. When the matter was before us in Budget Committee it was disapproved by unanimous vote of the Budget Committee. Later on an ordinance was brought in transferring the money from another account in spite of the fact that it had already been turned down by the Budget Committee. I voted against that ordinance in Council. Today I deem it my duty to vote NO on this Bill as a protest against the manner in which the Director of the Department of Public Works has treated Council in deceiving them in the matter of this improvement.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Messrs.

English	Oliver
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Ayes—6.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Anderson (for Mr. Dailey) presented

No. 2496. Report of the Committee on Public Safety for March 1st, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2389. An Ordinance entitled, "An Ordinance providing for the letting of a contract for furnishing three (3) Auto Patrol Wagons for the use of the Bureau of Police, Department of Public Safety."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 2497.

WHEREAS, It is reported in the newspapers that the Lord Mayor of Cork is to speak at Exposition Hall, a building owned by the City of Pittsburgh; and

WHEREAS, The mission on which he is visiting this country is of an international character, which might involve the United States in controversy with

one of its Allies and has caused the United States Government to take up the question of his deportation; and

WHEREAS, This municipality is a sub-division of the Government of the United States, having in its keeping the matter involved and has steadfastly refused any official or unofficial recognition of the cause he represents; and

WHEREAS, It is not our function to deny him a right to enter the City, but it is our duty not to embarrass the National Government by allowing him to speak in a City building, thereby giving him quasi-recognition; therefore, be it

RESOLVED, That the Council of the City of Pittsburgh looks with disfavor on any official or semi-official recognition of this particular alien, and requests his Honor, the Mayor, to see to it that no permit be issued to him or his representatives under which City property may be used for the furtherance of his activities.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 2498.

Flood Commission of Pittsburgh.

Pittsburgh, Pa., March 5th, 1921.

The Honorable, City Council of the City of Pittsburgh, Pa.

Gentlemen:

We would greatly appreciate your prompt assistance in our efforts to induce the Senate of Pennsylvania to pass a bill which we presented to the Legislature and which forms an important link in our plans. It is known as Senate Bill No. 237 and as it is on the third reading calendar to be voted upon Monday, March 7th, we respectfully request that your Honorable Body adopt the attached resolution or one similar to it, at your meeting that day and take the action set forth therein.

The bill in question passed the House by unanimous vote and its passage by the Senate is a vital feature of the plans of this Commission to completely regulate the flow of the Allegheny, Monongahela and upper Ohio Rivers and prevent the floods at Pittsburgh. Its direct purpose is to open the way for the establishment of a national forest reserve of 500,000 acres in Northwestern Pennsylvania.

Mr. Gifford Pinchot, State Commissioner of Forestry, the State Forest Reservation Commission and conservationists generally are in favor of this bill. The only opposition which has been raised comes at the eleventh hour from some of the sportsmen of the State, who fear that the privilege of hunting and fishing will be denied them.

There are no grounds for such fears. We are in possession of a letter from the Forest Service of the United States clearly setting forth that hunting and

fishing and the establishment of game sanctuaries will be permitted in any forest area the Government acquires in Pennsylvania, subject only to State laws.

We are asking the Mayor of the City of Pittsburgh to take similar action and likewise the Board of County Commissioners. We sincerely trust you will adopt a resolution and cause telegrams to be sent to our Senators at Harrisburg before the session convenes on Monday at 9 o'clock P. M.

Yours very truly,

A. J. KELLY, Jr.,
President.

Which was read, and on motion of Mr. Robertson, received and filed.

Also

No. 2499.

RESOLVED, That the Council of the City of Pittsburgh endorses Senate Bill No. 237, presented to the Legislature of

Pennsylvania by the Flood Commission of Pittsburgh and designed to permit the purchase by the Federal Government of 500,000 acres of cut-over lands on the watershed of the Allegheny River and the reforestation of same in the interest of the prevention of floods at Pittsburgh; and, be it further

RESOLVED, That this endorsement of Senate Bill No. 237 be communicated at once by telegraph to Harrisburg to all the members of the Senate of Pennsylvania from Allegheny County, with the request that they vote for this important measure.

Which was read.

Mr. Winters moved

The adoption of the resolution.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, March 14, 1921

No. 13

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, March 14th, 1921.

Council met..

Present—Messrs.

Anderson	Olliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

PRESENTATIONS.

Mr. Anderson presented

No. 2500. Petition for the grading, paving and curbing of Bly street, from Royal street to Unnamed (Staab) Way.

Also

No. 2501. An Ordinance authorizing and directing the grading, paving and curbing of Bly street, from Royal street to Staab way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Dalley presented

No. 2502. Resolution authorizing the issuing of warrants in favor of the following newspapers in payment for advertising hearing relative to rent profiteering, held in the Council Chamber on the evening of February 17th,

1921, by the Municipal Affairs Committee of the House of Representatives and Council, and charging same to Code Account No. 42, Contingent Fund:

Neeb Hirsch Publishing Co.....	\$61.60
Press Publishing Company.....	215.60
Pittsburgh Leader.....	210.00
Pittsburgh Dispatch	133.76
Pittsburgh Chronicle Telegraph.	182.40
Pittsburgh Gazette-Times.....	182.40
Sun Publishing Company.....	120.00
Post Publishing Company.....	120.00

Also

No. 2503. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Sophia Aiken in the sum of \$35.56, being 50 per cent. of the excess meter rate over the former flat rate on property at 610 Morgan street, Fifth Ward.

Also

No. 2504. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Bella Hill in the sum of \$21.17, being 50 per cent. of the excess meter rate over the former flat rate on property at 24 Crawford street, Third Ward.

Which were severally read and referred to the Committee on Finance.

Mr. English presented

No. 2505. An Ordinance authorizing and directing the grading and paving of Annan way, from South Dunfermline street to South Braddock avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2506. An Ordinance authorizing and directing the grading and paving of Nadir way, from Felicia way to property line at a point about 178 feet south of Susquehanna street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2507. Petition of residents of the former Township of Chartiers for lights on Middletown Road.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2508. Report of the Department of Public Health showing amount of rubbish and garbage removed during the month of February, 1920, as compared with the month of February, 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 2509. Resolution authorizing and directing the City Solicitor, upon the payment of the sum of \$50.00 and costs of record, to satisfy the lien filed at M. L. D. No. 155, April Term 1918, against the property of Frank I. Rutledge for the improvement of Morningside avenue.

Also

No. 2510. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in favor of George Jenkins in the sum of \$52.13, being 50 per cent. of the excess meter rate over the former flat rate on property at 12 Maurice street, Fourth Ward.

Also

No. 2511. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with Louis Bennett and Sol Bennett, partners, trading as Bennett Brothers, for a certain portion of land situate near the corner of Grant street and Water street, City of Pittsburgh, and fixing the term and rentals thereof.

Also

No. 2512. An Ordinance authorizing the City Treasurer and Collector of Delinquent Taxes to pay, as they become due, the premiums on bonds covering the various employees in the offices of the City Treasurer and Collector of Delinquent Taxes, and also the annual premium on bond covering Messenger and Pay Roll Robbery insurance.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented.

No. 2513. Resolution authorizing the issuing of a warrant in favor of the Ivill Coal Company in the sum of \$57.45, refunding amount paid for switch license for one year (the track being removed after being used only five months), and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2514. Resolution authorizing the issuing of a warrant in favor of the Bureau of Engineering for the sum of \$520.00, for the purpose of refunding deposits made by contractors for copies of letting plans, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2515. Resolution authorizing the City Controller to transfer the sum of \$4,656.00 from Code Account No. 1671, Supplies, City-County Building, to Code Account No. 17261½, Wages, Regular Employees, Exposition Buildings, Bureau of City Property.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 2516. Bond of the Potter Title & Trust Company in the sum of \$3,000.00 to save the City of Pittsburgh harmless and free from any damages which might arise by the relocation of Bellerock street between Wilkins avenue and Northumberland street, Fourteenth Ward.

Also

No. 2517. An Ordinance establishing the grade on Heigle street, from the City Line at the westerly boundary line of the Plan of the Fourth Ward Addition to Brookline to the City Line at the easterly boundary line of said plan.

Also

No. 2518. An Ordinance re-establishing the grade on the north curb line of Hampshire avenue, from the west curb line of Beechview avenue to a point 100 feet westwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2519. Petition for the grading and paving of Lima way, from (South) Mathilda street to (South) Millvale avenue.

Also

No. 2520. An Ordinance authorizing and directing the grading and paving of Lima way, from South Mathilda street to South Millvale avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2521. An Ordinance authorizing and directing the grading and paving of Kaufman way, from Dennison street to Hailman street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2522. An Ordinance authorizing and directing the grading and paving of Welston way, from North Highland avenue to North St. Clair street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2523. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a con-

tract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of Two Hundred Sixty-five Thousand (\$265,000.00) Dollars from the proceeds of "Street Improvement Bonds, Series A, 1919", Bond Appropriation No. 194-B, for the payment of the costs thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2524. An Ordinance providing for the appointment of two additional laborers in the Department of Public Safety for service in the Motorcycle Division of the Bureau of Police, and fixing the salaries therefor.

Also

No. 2525. Resolution authorizing the issuing of a warrant in favor of Mrs. Catherine B. Joyce for the sum of \$110.00 in full payment for all claims for damages by reason of injuries received on July 4th, 1920, by stepping into a hole in Fifth avenue, and charging same to Appropriation No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 2526. Communication from C. Nelson asking for the construction of a swimming pool in Washington Park, Third Ward.

Also

No. 2527. Communication from Charles Beuchele protesting against the purchase by the City of the Bloomfield dump for playgrounds.

Also

No. 2528. Resolution authorizing the issuing of a warrant in favor of F. De Simone for the sum of \$35.78 in full for damage to his automobile, which was run into by Fire Engine No. 38 on January 20th, 1921, while standing on Larimer avenue, and charging same to Appropriation No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 2529. Resolution accepting dedication of property by St. Paul's R. C. Cathedral for the purpose of widening Dithridge street at Fifth avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 2530. Communication from the Lawrenceville Board of Trade protesting against the removal of the Shelter House at Thirty-fourth and Butler streets.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and a copy sent to His Honor, the Mayor.

Which motion prevailed.

Also

No. 2531. Communication from Wm. N. Robson, Famous Players-Lasky Corporation, inviting the members of Council to privately view a motion picture exhibition entitled, "The Faith Healer."

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2532. Communication from H. O. Swoboda, Consulting Electrical Engineer, notifying Council of his appointment as a witness by the Duquesne Light Company at a hearing before the Public Service Commission to place a valuation on the North Side Light Plant.

Which was read.

Mr. Robertson moved

That the communication be received and filed, and Mr. Swoboda informed that the Council has no objections to him appearing in this case as a witness for the Duquesne Light Company.

Which motion prevailed.

Also

No. 2533.

VETERANS OF FOREIGN WARS OF THE UNITED STATES.

**MAJ. JOHN BAIRD ATWOOD
POST 285.**

Pittsburgh, March 10th, 1921.

John S. Herron,

President of Council,

Pittsburgh, Pa.

Dear Sir:

At the regular meeting of the Major John Baird Atwood Post 285, Veterans of Foreign Wars of the United States, meeting at noon in the Chamber of Commerce March 8th, 1921, the following resolutions were read and adopted:

Resolved, That the Major John Baird Atwood Post 285, Veterans of Foreign Wars of the United States is unanimously opposed to a separate peace with Germany.

That a copy of this resolution be forwarded to the President of the United States, the Secretary of State, the Senators of the State of Pennsylvania, the Representatives of this district in Congress, the Mayor and the Council of the City of Pittsburgh, the Headquarters of the Veterans of Foreign Wars of the United States and the American Legion and be published in the papers of the City of Pittsburgh, including those in the German language; also that

Whereas, Through German intrigue every effort is being made to utilize the Irish question to divide the United States from the Allies, especially England; and

Whereas, Success of this propaganda would mean that the Victory won by the United States and the Allies over German Schemes for ruthless world domination would be lost and all our comrades and the men of the Allied Forces who died on the battlefields and in camps would have been sacrificed in vain; and

Whereas, The logical conclusion to such a division between the United States and the Allies would mean a further and far worse World War with disastrous consequences; and

Whereas, It is reported in the newspapers that the Lord Mayor of Cork, O'Callaghan, is to speak March 17th at Exposition Hall, a building owned by the City of Pittsburgh; and

Whereas, The mission on which he is visiting this country is of an international character, which might involve the United States in controversy with one of its Allies and has caused the United States Government to take up the question of his deportation; and

Whereas, This municipality is a subdivision of the Government of the United States, having in its keeping the matter involved and has steadfastly refused any official recognition of the cause he represents; and

Whereas, It is our function to deny him a right to enter the City, but it is our duty not to embarrass the National Government by allowing him to speak in a City building, thereby giving him quasi-recognition; therefore, be it

Resolved, That the Major John Baird Atwood Post 285, Veterans of Foreign Wars of the United States, looks with disfavor on any official or semi-official recognition of this particular alien, and requests his Honor, the Mayor, to see to it that no permit be issued to him or his representatives under which City property may be used for the furtherance of his activities.

That a copy of this resolution be forwarded the President of the United States, the Secretary of State, the Senators of the State of Pennsylvania, and the Representatives of this District, the Mayor and Council of the City of Pittsburgh, the Headquarters of the Veterans of Foreign Wars and the American Legion, and be published in the papers of the City of Pittsburgh, including those published in German language.

E. L. MESSLER, Post Adj.

Which was read.

Mr. Garland moved

That the communication be received and filed, and printed in full in the record.

Which motion prevailed.

Also

No. 2534.

Whereas, The Captain John Baird Atwood Post, Veterans Foreign Wars of the City of Pittsburgh, has been reported in the daily press of Pittsburgh as carrying a resolution at a meeting of said Post wherein and whereby the au-

thorities of the City of Pittsburgh were called upon to revoke a City permit issued prior thereto for the holding of a Mass Meeting at Exposition Hall on March 17th, under the auspices of the American Association for the Recognition of the Irish Republic, at which Donald O'Callaghan, the Lord Mayor of the City of Cork, Ireland, was an invited speaker; and

Whereas, The Veterans of Foreign Wars is an organization non-sectarian and non-political; and

Whereas, Such resolution is political in its nature and a direct affront to a large number of the taxpayers of this city; and

Whereas, It is the rule and law of this organization that all such matters shall be first passed upon by the Central Committee of the body previous to the action of any post; and

Whereas, It has come to our knowledge that these resolutions were never considered by said Central Committee and that therefore the Captain John Baird Atwood Post acted without authority and their resolutions do not in any wise express the sentiment or will of the Veterans Foreign Wars; and

Whereas, Said John Baird Atwood Post has violated the rules and regulations of this organization in the action above recited; Now, therefore, be it

Resolved, That we, the members of Edward Donnelly Post No. 245, Veterans of Foreign Wars, in meeting assembled, do hereby protest the action of the said John Baird Atwood Post as in no manner expressive of the view or attitude of the Veterans Foreign Wars and we hereby resent the spirit and contents of said resolution as being ultra vires and contrary to the principles of this and every other American body, and finally that copies of this Resolution be forwarded to John Baird Atwood Post, the Honorable E. V. Babcock, Mayor of the City of Pittsburgh, and the daily newspapers of said City.

Dated March 1921

EDWARD DONNELLY POST No. 245,
VETERAN FOREIGN WARS,

By Patrick J. O'Malley, Jr.,
Commander.

Peter J. Dmratowski,
Adjt.

Quartermaster:

Geo. J. Broderick.

Committee on Resolutions:

William H. Carson
Fred T. Caruso
John Tomaszewski
John J. Gallagher
Walter Hart
Charles F. Carroll
Robert McDermott
John Bartkins

Which was read.

Mr. Garland moved

That the communication be received and filed, and printed in full in the record.

Which motion prevailed.

Also

No. 2535.

COMMONWEALTH OF
PENNSYLVANIA.

EXECUTIVE DEPARTMENT.

Harrisburgh, March 5, 1921.

Mr. E. J. Martin,

City Clerk,

Pittsburgh, Pa.

Dear Mr. Martin:

I have your favor of the 2nd, and will be guided by the same in the future. Rest assured that you will receive ample notice and an opportunity to file your protest if need be before final action is taken.

Very truly yours,

HARRY S. McDEVITT,

Secretary to the Governor.

Which was read.

Mr. Winters moved

That the communication be received and filed, and printed in full in the record.

Which motion prevailed.

Also

No. 2536.

Copy

MAYOR'S OFFICE.

Pittsburgh, March 10th, 1921.

President and Members of the

Council of the City of Pittsburgh.

Gentlemen:

In answer to the question of the Committee on Public Health as to why a contract has not been entered into with the garbage and rubbish contractors, beg to advise that no official communication or knowledge of the details of this contract has been presented to the Mayor's Office. This understanding was reached during the sessions of the Budget Committee.

I recommend that Council have prepared the necessary ordinances authorizing the execution of such a contract, setting out in detail the terms that were developed during the budget session.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2537.

CITY OF PITTSBURGH, PENNA.

March 3rd, 1921.

To the Honorable President and

Members of the Council of the

City of Pittsburgh.

Gentlemen:

I return herewith, without my approval, Bill No. 2422, "An Ordinance authorizing the employment of a competent engineer by the City Controller in connection with matters referred by Council or a Committee thereof to the said Controller for investigation."

This ordinance seeks to establish what appears to be another Investigating Department in the City Government. This is unnecessary, uneconomical and entirely too elastic, there being positively no limit to it.

Council itself has held exhaustive investigations on the subjects mentioned; have used the time of the Director, the Engineers and other City employees, gone to considerable additional expense, to which I had no objection, and apparently have not arrived anywhere. Council itself should come to some decision.

Establishing another Investigating Department in the Controller's Office has the appearance of repeating the whole proposition. The whole thing appears to be unethical, illogical and entirely unnecessary.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read, received and filed.

Also

Bill No. 2422. An Ordinance entitled, "An Ordinance authorizing the employment of a competent engineer by the City Controller in connection with matters referred by Council, or a Committee thereof, to said Controller for investigation."

In Council, February 28, 1921, Committee amendment agreed to, rule suspended, bill read three times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Winters arose and said:

Mr. President, I voted to support this bill when it was passed and I am going to vote to sustain the veto of the Mayor today, because I am willing to concede to his objections and the possibility of the bill going farther than was the intention of Council when the matter was first considered. I shall vote to sustain the veto of the Mayor because the ordinance calls for investigation by the engineer, if appointed, into such matters as may hereafter be referred to the Controller. That is indefinite. Because it takes six votes, or a bare majority of Council, to pass the

ordinance over the Mayor's veto, any matter that the Council may wish the engineer to investigate could be authorized by a majority of the members present in Council or Committee. Therefore, I vote to sustain the Mayor's veto, with the understanding that a new bill will be drafted calling upon the Controller's office to engage the services of a competent engineer to investigate the specific items that the Council has under investigation, namely, the River Avenue Repaving contract; the improvement of Shaler street, and the use of recliipped blockstone on Liberty avenue and Main street. The department is on trial on these matters and the truth or falsity should be ascertained.

Mr. English arose and said:

Mr. President, I see no reason to change my vote on this matter at this time. I voted against the bill in committee and voted against it in Council. I said in Council when the bill passed and I still believe it is a mistake for the Council to refer to any other city official matters which the Council ought to be able to determine for itself.

I am willing to vote for any resolution or ordinance which will authorize the President of Council or any committee to employ an engineer under Council's direction to make a report on the matters under investigation. As far as I am concerned, I don't think the guidance of an engineer is necessary, in these particular matters, but there are a number of Councilmen who want the advice of an engineer. Therefore, I repeat that I am willing to vote for any resolution or ordinance to employ a competent engineer, under the direction of Council, but I am opposed to delegating Council's power to any other official.

I opposed the passage of this bill when it was before Council, and as I am still opposed to it I will vote to sustain the Mayor's objections. I am not opposed to a complete and full investigation of the matters under discussion, but I am opposed to Council delegating its power to some other city official. A reference to the record will show that I always supported ordinances, resolutions and motions for investigations. But after having made investigations ourselves on the particular matters referred to, I feel competent to pass judgment and make a decision on same.

I hope the members of Council will try to get around to my viewpoint, which I have tried to maintain since my membership in Council if Council will watch a lot of these things at the time the appropriations are made and watch the transfer of moneys from one appropriation to another they will not have to come back for investigations later on.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Bailey
Garland
Oliver

Robertson
Herron (President)

Noes—Messrs.

Anderson
English

Henderson
Winters

Ayes—5.

Noes—4.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Mr. Winters moved

That the Clerk be instructed to prepare an ordinance authorizing the employment of a competent engineer by the City Controller to investigate, check up and verify bills authorizing the payment of extra work on the Shaler street contract, for the improvement of Carson Street West, Woodville avenue and Warrington avenue and for the purpose of determining the amount of recliipped block stone used in the repaving of Liberty avenue (three separate contracts) and Main street and investigating matter in connection with the repaving of River avenue.

Mr. English arose and said:

Mr. President, what do we understand by this motion?

The Chair:

The author of the resolution can explain his motion.

Mr. Winters arose and said:

Mr. President, my objections and those of Mr. English were that the ordinance went too far in investigating matters which may at some future time be referred to the Controller. That is indefinite; and if this ordinance passed authorizing the amount of money to be paid and the conditions under which it was to be paid, the majority of Council could refer any matter to the Controller for investigation. I am eliminating from the ordinance by my motion the possibility of that, and asking for the preparation of an ordinance to cover the five or six matters which the Committee on Public Works agreed upon; namely, River avenue, the recliipped blockstone, Shaler street and one or two matters which the President of Council has mentioned. These five or six matters are to be confined to the ordinance and the Controller's Office authorized to employ an engineer to investigate them.

Mr. English arose and said:

He now stated in the last words what the ordinance shall do. If he will change the motion to keep the engineer, to be employed, under the direction of Council, I will vote for it; but if it is to be delegated to the Controller, that is what I am opposed to.

Mr. Winters arose and said:

Mr. President, there is no merit to what Mr. English says, because the members of Council have become interested and disinterested in the matters under investigation. The members of Council who think there is something

wrong in the Department of Public Works have committed themselves. There are others who have not. The Controller is disinterested and being an honest and efficient official he will engage an engineer that we believe will give Council an unbiased opinion and render an accounting, and no one in Council here will be responsible for the selection on the engineer, but the finding of that engineer will have to be approved or disapproved by Council.

Mr. English arose and said:

The investigations already made by Council have given me enough information to arrive at a decision in these matters, and I want to serve notice on Council now that if the finding is not in accord with my own conclusions I will want to be excused from voting. If the finding agrees with my own views, I will vote for the findings as made by the engineer.

And the question recurring on the adoption of the motion as offered by Mr. Winters, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Mr.

English

Ayes—8.

Noes—1.

And a majority of the votes being in the affirmative, the motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2538. Report of the Committee on Finance for March 8th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2450. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works to enter into a contract or contracts with the owners or contractors for the destruction of portions of certain buildings within the lines of the widening of Second avenue, and making an appropriation to pay the cost and expense thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2470. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Supplies to employ two (2) chauffeur delivery men, and providing for the payment of their salary."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winter
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2479. An Ordinance entitled, "An Ordinance providing for the appointment of two (2) additional Clerks in the Bureau of Police, Department of Public Safety, and fixing the salaries therefor."

In Finance Committee, March 8th, 1921, read and amended in Section 1 by striking out and inserting as shown in red, and in the title by striking out the words "clerks" and by inserting in lieu thereof the word "laborers" and by striking out the word "salaries" and by inserting in lieu thereof the word "wages," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2451. An Ordinance entitled, "An Ordinance changing the titles of Four Laborers in the Bureau of City Property, Exposition Buildings, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Henderson
English	Winters

Noes—Messrs.

Oliver	Herron (President)
Robertson	

Ayes—6.

Noes—3.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2463. Resolution authorizing the issuing of a warrant in favor of Basilio Cugliaro, for use of Michael Cugliari and Guona Cugliari, dependents of Basilio Cugliaro, a city employe, in the sum of \$546.00, being payment in full of one-half his wages during the period of his absence from his employment while in the Military service of the United States during the war with Germany, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2465. Resolution authorizing the issuing of a warrant in favor of Louis De Riggi, for use of Aenello and Carminella De Riggi, his dependents, in the sum of \$555.75, being payment in full of one-half the wages of said Louis De Riggi, a city employe, during his absence from his employment while in the Military Service of the United States during the war with Germany, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2464. Resolution authorizing the issuing of a warrant in favor of Concetta Costa DeLoici Griffo, wife of Guiseppe Griffo, a city employe, in the sum of \$713.37, in full payment of one-half of his wages during his absence in the service of the United States Army, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2471. Resolution authorizing the issuing of a warrant in favor of Snowden G. Lennox in the amount of \$115.80, for insurance premiums for five elevators in the Diamond Market for a period of three years, same to be paid from Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2466. Resolution authorizing the issuing of a warrant in favor of David M. Martin in the sum of \$195.00, to reimburse him for doctor and hospital bills occasioned by injuries re-

ceived in the performance of his duties as rodman in the Bureau of Engineering, and charging the same to Appropriation No. 44-M.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2468. Resolution authorizing the issuing of a warrant in favor of Miss Teressa Nudo (student), in the sum of \$60.00, for one month's services as typewriter, same to be chargeable to and payable from Code Account No. 1128-B.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2467. Resolution authorizing the issuing of a warrant in favor of Valley Camp Coal Company in the sum of \$37,500.00, for 200 cars of coal at \$3.75 per ton and the Johnette Brick and Coal Company for \$4,480.00, for 23 cars of coal, at \$3.20 per ton, or so much of the same as may be necessary, same to be chargeable to and payable from Code Account No. 1755-C.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2461. Resolution approving extras, amounting to \$1,700.50, in contract with R. D. Thomas and Company, for the construction of a sewer on Prescott street and Dido way, Flowers avenue and Kilbourne street, and charging same as part of the cost of said improvement.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2456. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Mary C. McLaughlin in the sum of \$43.03, being 50 per cent. of the excess of the meter rate over the former flat rate on premises at 8 Brenham street, Fourth Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2469. Resolution authorizing and directing the Controller to transfer the sum of \$2,520.00 from Code Account No. 1127, Wages, to Code Account No. 1126, Salaries, Department of Supplies.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 2539. Report of the Committee on Public Works for March 8th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2436. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Lyon street, from Bryn Mawr road to Cherokee street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2453. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to award a contract or contracts for the redecorating of Exposition Music Hall, and providing for the payment of the cost of same."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2477. Resolution approving lease made by J. W. Cree, Jr., attorney in fact for Henry S. Denny and Elizabeth B. M. Denny, to the City of Pittsburgh, for a term of five (5) years, beginning April 1st, 1921, at an annual rental of \$1320.00, payable quarterly at the rate of \$330.00 per quarter, together with all taxes and assessments and charges that may become a lien against the premises, which are situate in the Twenty-second Ward of the City of Pittsburgh on the northerly side of North avenue, the payment of said rental for the current fiscal year to be

made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2481. Resolution approving lease made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh, for all that certain property abutting on Bingham street and known as numbers 612 and 614 Bingham street, 17th Ward, for a term of one (1) year, beginning May 1st, 1921, at an annual rental of \$1500.00, payable at the rate of \$125.00 per month, the payment of said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2482. Resolution approving lease made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh, for all that certain yard in Bingham street, between Sixth and Seventh streets, in the 17th Ward, for

a term of one (1) year, beginning May 1st, 1921, at an annual rental of \$1500.00, payable at the rate of \$125.00 per month, the payment of said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 2450. Report of the Committee on Public Service and Surveys for March 1st, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2200. An Ordinance entitled, "An Ordinance changing and establishing the names of Avenues, Streets and Ways in the City of Pittsburgh."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver also presented

No. 2541. Report of the Committee on Public Service and Surveys for March 9, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2326. An Ordinance entitled, "An Ordinance re-establishing the grade of Mathews way, from Mellon street to St. Clair street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2327. An Ordinance entitled, "An Ordinance establishing the grade of Ryolite way, from Black street to Mathews way."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2371. An Ordinance entitled, "An Ordinance establishing the grade of Croft street, from Lowrie street to the City Line."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2476. An Ordinance entitled, "An Ordinance establishing the grade of Sonora way and street, from Kennedy avenue to Pelham street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Henderson presented

No. 2542. Report of the Committee on Parks and Libraries for March 9th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2473. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Sea Lion Tank at the Highland Park Zoo, and providing for the payment of the costs thereof."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Dailey presented

No. 2543. Report of the Committee on Public Safety for March 9th, 1921, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2454. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for laundry service for the Department of Public Safety and its several Bureaus for the year ending December 31st, 1921."

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2455. Resolution authorizing the issuing of warrants in favor of the following persons and firms in payment of claims incurred by the Department of Public Safety and without competitive bids, and charging the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation.
Animal Rescue League of Pittsburgh.....	\$1,093.53	1460
Ernest K. Coberly....	3.12	1459-M
Martin Corcoran	14.68	1459-M
S. A. Dies.....	27.22	42
Shriver Stewart.....	14.55	42

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English presented

No. 2544. Report of the Committee on Health and Sanitation for March 9th, 1921, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2457. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$31,797.42 for the removal of

garbage and rubbish for the month of January, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$9360.50, for the removal of garbage and rubbish for the month of January, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. English arose and said:

Mr. President, although as Chairman of the Committee on Health and Sanitation, it is my duty, under parliamentary practice, to offer the motion to suspend the rules to allow the second and third readings and final passage of the bills, at the same time I think it is clearly my duty as an individual member of Council, opposed to the passage of these bills, to have my vote recorded as being against these resolutions to pay practically \$200,000.00 for garbage and rubbish collection for the months of January and February.

I am not opposed to the payment of this money because the contractors have not performed the services, because they have rendered the service to the City, and the companies should be paid. What I am opposing is the manner and method of making payments by these resolutions.

Last month Council, unanimously passed a resolution to make partial payments to the two companies engaged in the removal of garbage and rubbish for the month of January. I had hoped that the Mayor and the Department of Public Health would come to some conclusion in the matter of making a contract. They have not done anything, but instead these additional resolutions have been submitted to Council for our approval, and are now up for final passage today.

Now, it seems to me that sufficient time has elapsed since the Budget Session for the Department of Public Health and the Chief Executive to determine just what they want in the matter of a contract for a collection, removal and disposal of garbage and rubbish in accord with the arrangements made by Council sitting in Finance Committee. They have not carried out the arrangements the Finance Committee made with the contractors. Why? The Mayor says he will not sign the contract. He should have sent that information to Council with his reasons some time ago, and he should have informed Council that he has not the detailed information for signing a contract, because there is not in front of him, as a matter of record as to what went on in the Committee on Finance.

He is right in that contention. He has asked to have an ordinance prepared, passed by Council and submitted to him for his action. He should have done that long ago. It is not my fault that he has not done that. In my opinion if Council refused to pass this resolution we would be in a position to force definite action.

I find that if Council passes these resolutions the City would be paying \$103,000.00 per month for the months of January and February and a quick calculation will show that it will be over \$1,236,000 for the year 1921. Around October 1st, 1921, the Department will come in and say there is a deficit; and there will be a deficit if this kind of business is not stopped.

In the month of January, it seems the collection cost will run about \$104,000.00. That is too much money for a month. I don't propose to vote this money away in February and March, and later in the year find there is a deficit. I know there will be a deficit.

The way to bring this matter to a head is to withhold payment of any more money, and if the Mayor and the Director don't come in with a solution, certainly the contractors will.

I am not worried for one moment. Eventually the City must pay for this service and the contractors will not be slow in asking for their money in case we hold up the passage of these resolutions. I believe the bills should be returned to Committee and the Mayor and the Director asked to bring in a settlement or some kind of a proposition in order that a contract may be entered into with the contractors for the collection and removal of garbage and rubbish.

Mr. Garland arose and said:

Mr. President, I would like to say one word. The arrangement that was made in the Finance Committee was agreed to by the Mayor and the Director of the Department of Public Health, who were present, and the Clerk of the Finance Committee transmitted the action of the Committee to the Mayor. The terms agreed upon were enumerated in the resolution adopted by the Committee, and these terms were to be incorporated in the contract for 1921.

It is no fault of Council that the contract has not been entered into. The principal points outlined in Committee and agreed to were that the City was to be allowed the privilege of examining the books of the companies in order to determine what percentage of profit they should receive on the contracts, and the companies were also to be paid a certain amount for depreciation.

If this contract is not signed they will charge us a certain amount, without any rebate.

Every man knows that the Mayor has refused to make a contract. The Director of the Department of Public Health has all the data and should put it into proper shape for transmissal to the

Mayor, as these two officials are responsible for the contracts being entered into and signed.

It is proper that the Council should pass these resolutions, because the companies have rendered the service for which payment is authorized in these bills.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Herron (President)
Henderson	

Noes—Messrs.

English	Winters
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Ayes—7.

Noes—2.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2458. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$74,729.65 for the removal of garbage and rubbish for the month of February, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$24,123.60, for the removal of garbage and rubbish for the month of February, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Herron (President)
Henderson	

Noes—Messrs.

English	Winters
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Ayes—7.

Noes—2.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey, at this time, asked and obtained leave to present

No. 2545. An Ordinance regulating the construction, alteration, additions to, arrangement, equipment and use and occupancy of buildings used for the storage, repair or housing of self-propelled vehicles containing volatile or

highly inflammable fuel, which shall hereafter be known as buildings of Classification No. VII. and its sub-divisions; regulating the installation of storage systems for volatile or highly inflammable fuel; regulating the installation therein of heating, ventilating and lighting system; providing for the issuance of construction and occupancy permits therefor, and providing penalties for violation of the provisions hereof.

Which was read and referred to the Committee on Public Safety.

MOTIONS AND RESOLUTIONS.

Mr. English presented
No. 2546.

Whereas, The City Solicitor and the Special Assistant City Solicitor have filed suits in the United States Court against the Receivers of the Pittsburgh Railways Co. and against certain underlying companies composing the Pittsburgh Railways System, in an effort to compel the street car companies to carry out franchise agreements with the City of Pittsburgh; and

Whereas, In this particular instance, the Council of the City of Pittsburgh was informed of this action by the attorneys after the suit was filed; and

Whereas, The Council of the City of Pittsburgh hereby endorses and approves the action taken by the attorneys in this particular matter, in order to avoid any misunderstanding in the future, it is proper for the City to adopt a fixed policy in the matter of dealing with public utility corporations; therefore, be it

Resolved, That in ordinary routine matters arising from day to day, such as complaints about service, cars, routing, advance in rates, etc., it shall be the duty of the City Solicitor and Special Assistant City Solicitor to protect the legal rights of the people of Pittsburgh, by filing complaints against increase of rates, service, etc., and making prompt and frequent reports to Council regarding these ordinary and routine matters; and, be it further

Resolved, That the policy of the City of Pittsburgh in dealing with all public utility corporations shall be determined jointly by the Council and the Mayor in conference, which shall be open to the public, minutes of such conference shall be kept by the City Clerk and all motions receiving a majority vote of those present shall determine the policy of the City of Pittsburgh in dealing with all public utility corporations.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Mr. English moved

That a copy of the resolution be sent to the Mayor, the City Solicitor and the Special Assistant City Solicitor.

Which motion prevailed.

Mr. Winters moved

That the communications sent by Council to President Harding and Secretaries Mellon and Davis and the replies thereto be made part of the record of Council, as follows:

Pittsburgh, Pa., March 4, 1921.

To His Excellency

Hon. Warren G. Harding,

President of the United States,
Washington, D. C.:

Representing the people of Pittsburgh, we thank you sincerely for choosing two of our leading citizens, Messrs. Mellon and Davis, for places in your Cabinet.

The honor to our City is appreciated. We extend our best wishes for the success of your administration.

COUNCIL OF THE CITY OF PITTSBURGH.

Chas. Anderson
John H. Dailey
W. Y. English
Robert Garland
John H. Henderson
A. K. Oliver
W. H. Robertson
Daniel Winters
John S. Herron,

President.

Pittsburgh, Pa., March 4, 1921.

Hon. A. W. Mellon, Secretary,
Department of the Treasury,
Washington, D. C.

Representing the people of Pittsburgh, we extend heartiest congratulations on your appointment as Secretary of the Department of the Treasury.

Best wishes for you and the entire administration.

COUNCIL OF THE CITY OF PITTSBURGH.

Chas. Anderson
John H. Dailey
W. Y. English
Robert Garland
John H. Henderson
A. K. Oliver
W. H. Robertson
Daniel Winters
John S. Herron,

President.

Pittsburgh, Pa., March 4, 1921.

Hon. James J. Davis, Secretary,
Department of Labor,
Washington, D. C.

Representing the people of Pittsburgh, we extend heartiest congratulations on your appointment as Secretary of Labor.

Best wishes for you and the entire administration.

COUNCIL OF THE
CITY OF PITTSBURGH.

Chas. Anderson
John H. Dailey
W. Y. English
Robert Garland
John H. Henderson
A. K. Oliver
W. H. Robertson
Daniel Winters
John S. Herron,
President.

THE WHITE HOUSE.
WASHINGTON.

March 8, 1921.

My dear Mr. Herron:

The President desires me to acknowledge the receipt of your telegram of congratulations relative to the appointments of Honorable A. W. Mellon and Honorable James J. Davis to the Cabinet, with its good wishes for the success of his administration, and to express to you his hearty appreciation of your kind felicitations.

Yours truly,

GEO. B. CHRISTIAN, Jr.,
Secretary to the President.

Mr. John S. Herron,
President, Council,
Pittsburgh, Pa.

DEPARTMENT OF LABOR
OFFICE OF THE SECRETARY
WASHINGTON

March 8, 1921.

Mr. John S. Herron, President,
Council of the City of Pittsburgh,
Pittsburgh, Pa.

Dear Mr. Herron:

Delighted with your telegram and well wishes. Come and see me when you are in Washington.

With all good wishes, I am,

Sincerely yours,

JAMES J. DAVIS,

Secretary.

JJD-H

Which motion prevailed.

Mr. English moved

That the Minutes of the proceedings of Council of February 28th, 1921, and March 7th, 1921, be approved.

Which motion prevailed.

Mr. Garland presented

No. 2547. An Ordinance authorizing the employment of a competent engineer by the City Controller to investigate, check up and verify bills authorizing the payment of extra work on the Shaler Street contract, for the improvement of Carson Street West, Woodville avenue, and Warrington avenue, and for the purpose of determining the amount of recliped block stone used in the repaving of Liberty avenue (three separate contracts) and Main street, and investigating matters in connection with the repaving of River avenue.

Which was read and referred to the Committee on Finance.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, March 21, 1921

No. 14

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, March 21, 1921.

Council met.

Present—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Absent—Mr. Anderson.

Mr. Dalley moved

That the minutes of the meeting of Council for Monday, March 14th, 1921, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Dalley presented

No. 2548. Resolution authorizing the issuing of a warrant in favor of the American LaFrance Fire Engine Company in the sum of \$3,740.00 for making repairs to Fire Engine Reg. No. 611, and charging same to Code Account No. 1033, Repairs, Municipal Garage and Repair Shop.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 2549. An Ordinance appropriating and setting aside from the proceeds of Playground Improvement Bonds, Appropriation No. 201, the sum of \$75,000.00 for the purchase of prop-

erty for playgrounds near the boundary line of the Third and Fifth Wards.

Which was read and referred to the Committee on Finance.

Also

No. 2550. Resolution authorizing the Mayor and the Director of the Department of Public Health to enter into a contract with the American Reduction Company for the collection, removal and disposal of rubbish and garbage within Wards Nos. 1 to 20 inclusive, and with the W. & H. Walker, Inc., Allegheny Garbage Company Department, for Wards Nos. 21 to 27 inclusive, for the year commencing January 1, 1921, and ending December 31, 1921.

Also

No. 2551. An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into contracts with the American Reduction Company and W. & H. Walker, Inc., Allegheny Garbage Company Department, for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for the year commencing Jan. 1, 1921 and ending December 31, 1921.

Which were read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 2552. Communication from Elmer E. Davis calling attention to the fact that notice was served on him to vacate the premises at 1804 Antietam street, 10th Ward, owned by the City of Pittsburgh.

Also

No. 2553. An Ordinance amending Line 3, Section 65, Department of Public Works, Asphalt Plant, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920.

Also

No. 2554. An Ordinance Amending Line 6, Section 8, Mayor's Office, Municipal Garage and Repair Shop, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City

of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920.

Also

No. 2555. An Ordinance amending Section 9, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920.

Also

No. 2556. An Ordinance creating the position of Special Engineer in charge of Public Improvements; defining his duties, and fixing his compensation.

Also

No. 2557. An Ordinance appropriating and setting aside from the proceeds of Public Comfort Station Bonds, Bond Fund Appropriation No. 202, the sum of \$5,600.00, for the payment of architectural expenses.

Also

No. 2558. An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Department of City Treasurer.

Also

No. 2559. Resolution authorizing the issuing of warrants in favor of James Omslaer, Daniel T. Kelly, and Robert Omslaer, in the sum of \$179.50 and \$473.00, for tearing down and removing building located at No. 23 Second Avenue, and charging same to Second Avenue Improvement Bonds, Appropriation No. 206.

Also

No. 2560. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1444 Salaries, Regular Employees Bureau of Police \$1000.00 to Code Account No. 1821 Wages, Temporary Employees, Small Parks and \$1,000.00 to Code Account No. 1824, Materials, Small Parks, in the Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 2561. An Ordinance amending Line 1, Section 92, Department of Public Works, Bureau of Parks, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920.

Also

No. 2562. Resolution authorizing the issuing of a warrant in favor of Albert Stephens, an employee in Riverview Park, who was hurt while on his way home from work, for the sum of \$171.00 for payment of the hospital bill up to date, and charging same to Code Account No. 44-M, Compensation Fund.

Which were read and referred to the Committee on Finance.

Also

No. 2563. Resolution authorizing the issuing of warrant in favor of Louis Ruhe in the sum of \$2121.00, for animals for Highland Park Zoo, and charging same to Code Account No. 1848.

Also

No. 2564. Resolution authorizing the issuing of a warrant in favor of Nungesser Dickinson Seed Company in the sum of \$561.00, or so much of the same as may be necessary, for grass seed furnished to the Bureau of Parks, and charging same to Code account No. 1873-1859-1831-1823-1793-1783.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 2565. Communication from T. J. Hickey endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2566. Communication from Francis L. DeLowry endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2567. Communication from Dr. John Mackereel endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Which were severally read and referred to the Committee on Finance.

Also

No. 2568. Communication from the Pittsburgh Railways Company (Philadelphia Company) transmitting copy of report and order and certificate of public convenience of the Public Service Commission approving ordinance granting the Brereton Avenue Street Railways Company certain rights on Mignonette street.

Also

No. 2569. Communication from the Duquesne Light Company enclosing report and order and certificate of public convenience of the Public Service Commission approving the erection of a tower by the said Company on Fifty-first Street.

Also

No. 2570. Application of the Pennsylvania Light, Heat and Power Company to the Public Service Commission of Pennsylvania for approval of transfer of property on the North Side to the Standard Sanitary Manufacturing Company.

Also

No. 2571. Aqua Vista Plan of Lots in the 15th Ward, laid out for the Heirs of Martin Beehner, and the dedication of Beehner Road, Deely Street, Durrell Road, Frank Street, Loretta

Street, Melbourne Street, Millington Road, McCaslin Street, Tafel way, Tela way, Theodolite way, Traynor way, Trevor way and Tulle way shown thereon.

Also

No. 2572. An Ordinance approving the "Aqua Vista Plan of Lots," in the 15th Ward of the City of Pittsburgh, laid out by the Heirs of Martin Beehner, deceased, accepting the dedication of Beehner Road, Deely street, Durrell Road, Frank street, Loretta street, Melbourne street, Millington Road, McCaslin street, Tafel way, Tesla way, Theodolite way, Treynor way, Trevor way and Tulle way as shown thereon for public use for highway purposes, opening and naming the same, and establishing the grades thereon.

Also

No. 2573. An Ordinance fixing the width and position of the roadway and sidewalks, providing for sloping and parking, and establishing the grade of McCabe street, from Stanton avenue to a property line 393.03 feet southwardly therefrom.

Also

No. 2574. An Ordinance establishing the opening grades on Woodbine street, Arcade way and Coleridge street as laid out and proposed to be dedicated as legally opened highways by Marko Rubanovich, et al., in a plan of lots of their property in the Tenth Ward of the City of Pittsburgh named "Trio Plan of Lots."

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2575. Resolution authorizing the issuing of a warrant in favor of Thomson and Sproull in the amount of \$1638.80, being premium on insurance policies at Exposition Buildings covering extension from November 1921 to February 1922, to be paid from Code Account No. 1727, Miscellaneous Services, Exposition Building, Bureau of City Property.

Also

No. 2576. Resolution approving lease made by the City of Pittsburgh with the Peoples Savings and Trust Company of Pittsburgh, attorney-in-fact for Elizabeth Louise McLeod Mitchell for property now used and occupied by the Bureau of Highways and Sewers on Tunnel street, Second Ward, for a further term of one year beginning April 1st, 1921, at an annual rental of \$3,300.00, payable monthly, and charging same to Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Also

No. 2577. An Ordinance opening Dahlem way, in the 12th Ward of the City of Pittsburgh, from Hamilton avenue to the westerly line of the Plan of Partition of the Estate of Jacob

Dahlem, establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefitted thereby.

Also

No. 2578. An Ordinance authorizing and directing the grading, paving and curbing of Neville street, from Henry street to the southerly line of Filmore street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Also

No. 2579. Communication from the Twenty-sixth Ward Board of Trade asking for the repaving of East Street from Royal Street to Venture Street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2580. Resolution authorizing and instructing the Department of Law to commence proceedings against the Pittsburgh, Harmony, Butler & New Castle Railway Company to compel it to abandon the operation of its cars within the limits of the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 2581. An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System at the Pittsburgh City Home and Hospitals, Mayview, Pa., and setting aside the sum of Ninety-nine thousand (\$99,000.00) dollars for the payment of the cost thereof.

Which was read and referred to the Committee on Charities and Correction.

Also

No. 2582. Claim of John A. O'Hara & Son for extra work in the construction of the recreation house in Washington Park.

Which was read and referred to the Committee on Finance.

Also

No. 2583. Resolution authorizing the issuing of a warrant in favor of the Rosedale Foundry & Machine Company for the sum of \$510.33 for castings for Ross Pumping Station, and charging same to Code Account No. 1756.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented.

No. 2584. Resolution authorizing and directing the Board of Water

Assessors to issue an exoneration to Mary Thomas and E. Morgan in the sum of \$87.98, being 50 per cent. of the excess meter rate over the former flat rate on property at 18 Maurice street and rear, 4th Ward.

Also

No. 2585. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$193.92 for services rendered to the Department of City Planning, in a consulting capacity, during the month of March, 1921, and charging same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 2586. Communication from G. V. Sborigi asking to be refunded \$46.37, amount of discount which would have been allowed him if his city taxes had been paid in the discount period, as well as report thereon from Charles S. Hubbard, City Treasurer.

Also

No. 2587. Communication from the International Brotherhood of Electrical Workers asking that the Daylight Saving Ordinance be continued in force this year.

Also

No. 2588. Communication from the Recreation Committee of the Chamber of Commerce asking for a hearing relative to the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2589. Petition of property owners, business men and residents of the Bloomfield District approving the purchase of the Dean property for playground purposes.

Also

No. 2590. Communication from E. W. Scholze approving the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2591. Communication from Earl A. Monroe and endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2592. Communication from J. C. Knapp endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2593. Communication from Edward Klein endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2594. Communication from the Bloomfield Tiger Athletic Association endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2595. Communication from Physicians and Druggists in the Bloomfield District endorsing the purchase of the Dean property for playground purposes.

Also

No. 2596. Communication from the Star Wafer Company endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2597. Communication from Herb Bros. endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Which were severally read and referred to the Committee on Finance.

Also

No. 2598. Communication from Robert J. Coyle, Jr., asking that Hobart street between Wightman street and Murray avenue be graded in order to extinguish the burning coal fire under the street.

Also

No. 2599. Communication from the Division of Investigation recommending inquiry into the manner in which DeSota street, West Carson Street and Woodville avenue, were improved.

Also

No. 2600. Communication from C. C. Bunton suggesting that Fifth Avenue from Sixth Avenue to Bellefield Avenue be widened as an alternative route for the Boulevard of the Allies.

Also

No. 2601. Communication from Hon. E. V. Babcock, Mayor, transmitting letter from W. D. George, Receiver for the Pittsburgh Railways Company, relative to the erection of loading platforms on city streets for patrons of the railways company.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2602. Communication from E. K. Morse relative to operation of railways system on Second Avenue between Grant street and Liberty avenue.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2603. Communication from T. F. Dunn, of the Painter-Dunn Company, calling attention to the bad condition of the roadways in Highland Park.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 2604. Communication from the Allied Boards of Trade asking that the Committee on Housing and Sanitation

tation of said organization be given a hearing on Wednesday afternoon, March 23rd, 1921, at 2:00 o'clock, in order to ascertain Council's view on House Bill No. 679, Rent Profiteering Legislation.

Which was read.

Mr. Dailey moved

That the communication be referred to the Committee on Finance, and the petitioners be granted a hearing on Wednesday, March 23, 1921, at 2:00 o'clock, P. M., as requested.

Which motion prevailed.

Also

No. 2605. Communication from the Brookline Board of Trade thanking Council for its prompt consideration in passing an ordinance to repave Brookline Boulevard, 19th Ward.

Which was read.

Mr. Dailey moved

That the communication be received and filed.

Which motion prevailed.

Mr. Garland presented

No. 2606. Communication from the Bloomfield Italian Independent Club endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Also

No. 2607. Communication from Robert Thompson endorsing the purchase of the Dean property in the Bloomfield District for playground purposes.

Which were read and referred to the Committee on Finance.

Mr. English presented

No. 2608. Communication from Catherine E. Sharp and Alfred B. Sharp asking for a reduction in the assessment against their property for the improvement of Middletown Road, in the former Township of Chartiers.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2609. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to let a contract or contracts for the construction and erection of a Machine Shop, Carpenter Shop, Paint Shop and Elevator, etc., in the Exposition Building; these improvements to apply only to the portion of the Exposition Building to be used as the Municipal Garage and Repair Shop.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2610. Report of the Committee on Finance for March 15th, 1921, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2511. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with Louis Bennett and Sol Bennett, partners, trading as Bennett Brothers, for a certain portion of land situate near the corner of Grant street and Water street, City of Pittsburgh, and fixing the term and rentals thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2512. An Ordinance entitled, "An Ordinance authorizing the City Treasurer and Collector of Delinquent Taxes to pay, as they become due, the premiums on bonds covering the various employees in the offices of the City Treasurer and Collector of Delinquent Taxes, and also the annual premium on bond covering Messenger and Pay Roll Robbery insurance."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2547. An Ordinance entitled, "An Ordinance authorizing the employment of a competent engineer by the City Controller to investigate, check up and verify bills authorizing the payment of extra work on the Shaler Street contract, for the improvement of Carson Street West, Woodville avenue and Warrington avenue, and for the purpose of determining the amount of recliipped blockstone used in the repaving of Liberty avenue (three separate contracts) and Main street, and investigating matters in connection with the repaving of River avenue."

In Finance Committee, March 15, 1921, Read and amended in section 1 by striking out and inserting as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, I am opposed to the passage of Bill No. 2547. In my opinion it is not necessary to employ an engineer to enable the Council to come to a decision on matters that have already been investigated by the Council. In addition to that, I cannot see that the City would receive any benefit because the purpose as explained in the title of this ordinance is to "determine the amount of recliipped blockstone used in the repaving of Liberty avenue and Main street." Possibly he may determine that by looking at the street. I doubt it, as several months have elapsed and the streets are badly worn by this time. When Council held its own investigation I marked on the blue-prints submitted by the Department of Public Works the distances where the engineers stated the old recliipped block had been used on the streets. We can get a pretty good idea of the number of old stones used if we fig-

ure out the contents of the space, comparing the reduced size of the old stone with the new. That is practically all this engineer is going to do in the matter of recliipped block. If he is not going to submit a report to us as to whether it is a good proposition to use recliipped stone instead of new stone, and if he is not to determine the amount of money the City ought to get as a credit from the contractors for using the old stone, I think it is a mistake to employ the engineer simply to give us the amount or quantity of recliipped blockstone used.

My main objection is what I told the Council when the former ordinance was before Council—after having investigated any proposition ourselves we should have the courage to come to a decision and we should not delegate our powers to any other city official. In this particular instance I will grant that the City Controller, Mr. E. S. Morrow, being a clean and capable official, would not in my opinion be a party to any whitewashing proposition, and if you allow the Controller to do the things as outlined in the ordinance he will do them; but why spend any money for an engineer to tell us something we can decide for ourselves?

As I said before, there is no necessity for further investigation of the matters involved, because we have ourselves investigated them. I think it is a mistake to spend \$65.00 a day for an engineer to investigate these matters, which are not technical and do not require engineering advice. It will take an engineer two or three weeks to make any kind of an investigation, and we will get his report for \$1200.00 or \$1500.00, but what use can you make of it, particularly in view of the cyclone which has already struck the Department of Public Works?

I therefore vote NO.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Noes—Mr. English

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also.

Bill No. 2502. Resolution authorizing the issuing of warrants in favor of

the following newspapers in payment for advertising hearing relative to rent profiteering, held in the Council Chamber on the evening of February 17th, 1921, by the Municipal Affairs Committee of the House of Representatives and Council, and charging the amount to Code Account No. 42, Contingent Fund:

Neeb Hirsch Publishing Co.....\$61.60
 Press Publishing Company..... 215.60
 Pittsburgh Leader..... 210.00
 Pittsburgh Dispatch 133.76
 Pittsburgh Chronicle Telegraph. 182.40
 Pittsburgh Gazette-Times..... 182.40
 Sun Publishing Company..... 120.00
 Post Publishing Company..... 120.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron, (President)
Henderson	

(Mr. Oliver not voting.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2503. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Sophia Aiken on account of charges for water in the sum of \$35.56, being 50 per cent. of the excess meter rate over the former flat, on premises at 619 Morgan street, 5th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2504. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Bella Hill on account of charges for water, in the sum of \$21.17, being 50 per cent. of the excess meter rate over the former flat rate, on premises at 24 Crawford street, 3rd Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2510. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to George Jenkins on account of charges for water in the sum of \$52.13, being 50 per cent. of the excess meter rate over the former flat rate on premises at 12 Maurice street, Fourth ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2368. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 47 in John Shafer's Plan, located at the corner of Fitzpatrick and Floyd streets, 5th Ward, to E. Murphy for the sum of \$440.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2367. Resolution authorizing the Mayor to execute and deliver a deed for lot located at corner of Alexis street and Forward avenue, 15th Ward, beginning on the southwest side of Alexis street at the corner of Alexis street and Forward avenue; thence extending northwestwardly 26.11 feet to a pin; thence southwestwardly 38.53 feet to a pin; thence eastwardly 46.6 feet to the corner of Alexis street and Forward avenue, the place of beginning, to Philip Giannotti for the sum of \$150.00.

In Finance Committee, March 15, 1921, Read and amended by striking out in two places the words "Forward avenue" and by inserting in lieu thereof the words "Saline street," by inserting after the word "northwestwardly" the words "along the said southerly line of Alexis street," and by inserting after the words "to a pin" the words "on the northerly line of Saline street," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2460. Resolution authorizing and directing the Mayor to execute and deliver deed for lot No. 56 in Robert Henderson Heirs' Plan on Warren street, 25th Ward, Beginning on the east side of Warren street at the corner of lot No. 57 in said plan; thence extending northwardly 23.42 feet to lot No. 55 in said plan; thence eastwardly 118.53 feet to the dividing line of lots Nos. 56 and 48 in said plan; thence southwardly 23 feet, more or less to lot No. 57; thence westwardly 108.25 feet to Warren street, the place of beginning, to E. L. Kirby for the sum of \$150.00.

In Finance Committee, March 15th, 1921, Read and amended by striking out the words "23 feet," and by inserting in lieu thereof the words "29 feet," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2515. Resolution authorizing the City Controller to transfer the sum of \$4,656.00 from Code Account 1671, Supplies, City-County Building, to Code Account 1726 1/2, Wages, Regular Employees, Exposition Buildings.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

English Winters
Henderson

Noes—Messrs.

Dailey Robertson
Garland Herron (President)
Oliver

Ayes 3.

Noes—5.

And a majority of the votes of council being in the negative, the resolution was rejected on final passage.

Also

Bill No. 23. An Ordinance entitled, "An Ordinance authorizing the purchase of certain real estate in the Eighth and Ninth wards of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, from John Dean, for the sum of....."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2185. An Ordinance entitled, "An Ordinance authorizing and directing partial payments to be made to Thomas Cronin Company for the grading, paving, curbing and otherwise improving Warrington Avenue, from Montooth street to West Liberty avenue."

Which was read.

Mr. Winters moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also, with a negative recommendation.

Bill No. 2442. Resolution authorizing and directing the Director of Public Safety to place the thirty-five (35) Lieutenants of Police on the monthly Salary Roll.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

(Mr. English voting NO.)

Also

Bill No. 2480. Resolution authorizing and directing the Director of the Department of Public Safety to place the Sergeants and Patrolmen of the Bureau of Police on the monthly Salary Roll.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

(Mr. English voting NO.)

Mr. Robertson presented

No. 2611. Report of the Committee on Public Works for March 15th, 1921, transmitting two ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2501. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Bly street, from Royal street to Staab way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2520. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Lima way, from South Mathilda street to South Millvale avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2529. Resolution accepting the dedication by Saint Paul's Roman Catholic Congregation of the City of Pittsburgh of certain real estate at the northeastern corner of Dithridge street and Fifth avenue, Fourth ward, and certain real estate on the northwestern corner of Fifth avenue and Dithridge street dedicated by the Heirs and Divisees of Henry Lloyd.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson also presented.

No. 2612. Report of the Committee on Public Works for March 16, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1426. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Bader street, from Asylum street to Damas street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver presented

No. 2613. Report of the Committee on Public Service and Surveys for March 16, 1921, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2192. An Ordinance entitled, "An Ordinance establishing the grade of Burson way, from Whitworth street to Dewitt street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2194. An Ordinance entitled, "An Ordinance establishing the grade of Dewitt street, from Boggs avenue to Griffin street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2199. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Belasco avenue, from Coast avenue to Hampshire avenue, establishing the grades for the roadway and sidewalks, and providing for the sloping and parking of the portion of said Belasco avenue lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2379. An Ordinance entitled, "An Ordinance vacating Jarod way, from North Braddock avenue to Council way, in the 14th Ward of the City of Pittsburgh."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2517. An Ordinance entitled, "An Ordinance establishing the grade of Heigle street, from the city line at the westerly boundary line of the Plan of the 4th Ward Addition to Brookline to the City line at the easterly boundary line of said Plan."

Which were read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2518. An Ordinance entitled, "An Ordinance re-establishing the grade on the north curb line of Hampshire avenue, from the west curb line of Beechview avenue to a point 100 feet westwardly therefrom."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

And a majority of the votes of Council—

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 2614.

Pittsburgh, Pa.,

March 21st, 1921.

To the President and Members of Council.

Pittsburgh, Penna.

Confirming the verbal offer of assistance to Council, made to your Public Works Committee by Mr. Mossman, last Tuesday, in the matter of checking up physical cost of estimates for the various routes under consideration for the Boulevard of the Allies, we wish to advise that whenever Council may deem it necessary to call upon us, we shall be ready to arrange for having the work done as stated.

Very truly yours,

JONES & LAUGHLIN STEEL
COMPANY

B. F. Jones, Jr.,

President

Which was read.

Also

No. 2615. WHEREAS, the most recent estimates submitted to Council by the Department of Public Works as to complete cost of building of the Boulevard of the Allies show physical costs of \$1,452,320.00 and

property damages of \$1,379,457, making a total cost of \$2,831,777, being \$830,777 in excess of the People's Bond Issue of \$2,001,000; and

WHEREAS, in order to keep within the People's Bond Issue revised figures must be submitted by the incoming Director of the Department of Public Works, as otherwise it will be necessary to have a supplementary People's Bond Issue or a Councilmanic Issue to provide said excess of \$830,777; and

WHEREAS, the incoming Director of the Department and his Engineer will probably desire to review the various routes which have been under consideration and also re-estimate on the surveys and designs left over by their predecessors, submitting to Council new plans and revised data as to probable cost for the complete project, keeping within the \$2,001,000 People's Bond Issue and within the termini as defined in the Bond Issue election; and

WHEREAS, the Jones & Laughlin Steel Company makes an offer to furnish assistance to Council in the matter of checking physical cost estimates for the various routes under consideration for the Boulevard and states that it is prepared to carry out its proposition whenever Council may deem it necessary to call upon it to do so; and

WHEREAS, There is no need to consider making use of said offer until after Council has before it such specified revised information as above set forth; therefore, be it

RESOLVED, That the said offer of the Jones & Laughlin Steel Company rest in Council for the present.

Which was read.

Mr. Garland moved

That the communication be received and the matter be held in obedience until new detailed estimates are furnished to Council for the construction of the Boulevard of the Allies.

Which motion prevailed.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, March 28, 1921

No. 15

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, March 28, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
Garland	Winters
Henderson	Herron (President)

Absent—Mr. English.

Mr. Anderson moved

That the minutes of the meeting of Council for Monday, March 21, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented

No. 2616. An Ordinance being a supplement to an ordinance entitled, "An Ordinance creating the Firemen's Disability Board and defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled and injured employees of the Bureau of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund," approved January 5, 1903, and the several supplements and amendments thereof, providing

that certain employees of the Municipal Garage and Repair Shop shall be included as beneficiaries under said ordinance, and that the past service of such employees in the Bureau of Fire shall be counted in determining the number of years of service entitling them to a pension under said ordinances.

Also

No. 2617. An Ordinance providing for the appointment of one Lieutenant of Detectives in the Bureau of Police, Department of Public Safety and fixing the salary therefor.

Which were read and referred to the Committee on Finance.

Mr. Dalley presented

No. 2618. Communication from R. J. Alderdice, Director of the Department of Public Safety, relative to providing parking space in the downtown district for automobiles.

Also

No. 2619. An Ordinance authorizing and regulating use of the North Wharf of the Monongahela River from Ross Street to the point, and the south wharf of the Allegheny River from the Point to Eleventh Street, for automobile parking purposes under the jurisdiction of the Department of Public Safety, the charging of fees therefor, and providing for penalties for the violation of the provisions thereof.

Also

No. 2620. An Ordinance amending Sections 3, 4 and 7 of an ordinance entitled, "An Ordinance regulating all public performances of moving picture exhibitions; prescribing and defining the arrangements and precautions in buildings, rooms, enclosures or halls in which such exhibitions are given; defining fully the equipment, size, covering, flooring, windows, doors, ventilations, wiring, etc., of all operating booths connected with said exhibitions; licensing of said exhibitions and providing fines and penalties for violation hereof," approved the 7th day of June, 1910, by excluding from the provisions thereof Ad-Photoscope Motion picture machines.

Also

No. 2621. An Ordinance regulating the design, erection, and the use of building materials, systems,

units and forms of construction; authorizing the Superintendent of the Bureau of Building Inspection to issue approvals and disapprovals of building materials, systems, units and forms of construction; extending the right to any manufacturer, agent or legal representative to conduct tests to prove the strength and suitability of his building material, system, unit or form of construction for the purposes for which it is intended to be used; providing regulations for the conduct of tests and test standards for the strength and suitability of building materials, systems, units and forms of construction; all with a view to preventing danger to and loss of life or damagable to property from unsafe or improper construction or design of buildings; and providing penalties for violations of the provisions hereof.

Also

No. 2622. An Ordinance creating and providing for the organization of the Board of Standards and Appeals in the Department of Public Safety; fixing the number and qualifications of officers and employees thereof and conferring upon said Board certain powers and duties; providing for appeals to the Board of Standards and Appeals and providing penalties for violations of the provisions hereof.

Which were severally read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 2623. An Ordinance amending a portion of Section 15, Department of Law, item, "Stenographers," of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Also

No. 2624. Resolution appropriating \$12,500.00 to help defray the expenses of the Reunion of the Eightieth Division of the Army of the United States to be held in Pittsburgh during the month of August, 1921, and authorizing the Mayor to issue, and the City Controller to countersign, warrants drawn on said fund upon the production and proper audit of vouchers for said expenses, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2625. Resolution authorizing the issuing of a warrant in favor of S. G. Lennox in the amount of \$179.00, to cover insurance premium on two boilers at the Diamond Market for the period covering February 1st, 1921 to February 1st, 1924, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2626. Resolution authorizing the issuing of a warrant in favor of Mrs. L. Fulton in the sum of \$300.00 in full settlement of all claims for injuries received by falling on broken

steps leading from Baker street to Butler street on March 16th, 1920, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2627. Resolution authorizing and directing the Mayor to execute and deliver a deed to Frank I. Larimer for Lot No. 454 in J. M. Gazzam's Mt. Beelen Plan, located on Beelen street, 4th Ward, for the sum of \$200.00.

Also

No. 2628. Resolution authorizing and directing the Mayor to execute and deliver a deed to F. S. Henricks for a piece of ground located on Southern Avenue, 19th, Ward, for the sum of \$30.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 2629. Communication from A. S. McSwigan endorsing the Daylight Saving Plan for 1921.

Which was read, received and filed.

Mr. Henderson presented

No. 2630. Resolution authorizing the issuing of a warrant in favor of the C. H. Kerr Company for the sum of \$206.00 for extra work done on the contract for the construction of the Grandstand at Schenley Park Oval, and charging same to Code Account No. 1895G, Repair Schedule, Division of Bridges, Bureau of Engineering.

Also

No. 2631. Communication from John Swan, Director of the Department of Public Works, transmitting letter from Hugh Wilson submitting proposition to exchange vacant property on Stanton Avenue adjoining Highland Park.

Also

No. 2632. Communication from John Swan, Director of the Department of Public Works, relative to allowing Booth & Flinn, Ltd., permission to fill in the baseball grounds at McKinley Park.

Which were severally read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 2633. Petition for the grading, paving and curbing of Janero street (way), between Portland street and Mellon street.

Also

No. 2634. An Ordinance authorizing and directing the grading, paving and curbing of Janero way, from Portland street to Mellon street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 2635. An Ordinance locating Cherry way to a width of fifty (50)

feet from Diamond Street to Water Street, in the First Ward of the City of Pittsburgh, by revising the lines thereof and including therein Cherry way, an alley twenty (20) feet in width, so that the way, as widened, shall be included within the street lines, as hereinafter described.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2636. Petition for the repaving of Chislett street.

Also

No. 2637. Petition for the grading, paving and curbing of Cypress street, between Osceola street and Winebiddle street (South Winebiddle Avenue.)

Also

No. 2638. An Ordinance authorizing and directing the grading, paving and curbing of Cypress street, from Osceola street to South Winebiddle Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2639. An Ordinance changing the title and salary of one repairman and one assistant engineer at Greentree Pumping Station in the Mechanical Division, Bureau of Water.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 2640. An Ordinance directing the City Solicitor to file and preserve the liens on Marathon avenue, East Lane, Shreve street and Entrance avenue, and authorizing the payment of the liens at the face amount without interest and cost, until such time as the City furnishes to the various properties ample water service.

Also

No. 2641. Communication from A. C. Gumbert, County Commissioner, relative to excessive water rent charged against the property of Mrs. Mary Thomas, No. 56 Lawn Street, Fourth Ward.

Also

No. 2642. Petition of Bethel A. M. E. Church asking to be exonerated from the payment of 50 per cent. of taxes on church property located in the Third Ward which amounts to approximately \$5,000.00.

Also

No. 2643. Communication from J. H. O'Donnell protesting against Council taking any action endorsing the passage of the Stadlander Single Tax Bill now pending in the State Legislature.

Which were severally read and referred to the Committee on Finance.

Also

No. 2644. Petition of residents of the 18th and 19th Wards for the

construction of steps leading from Warrington Avenue to Brosius way, near the South portals of the Liberty Tunnels.

Also

No. 2645. Communication from the West End Board of Trade asking that Mansfield Avenue from South Main street to the former City Line be improved.

Which were read and referred to the Committee on Public Works.

Also

No. 2646. Communication from Thos. T. Kirk asking that the name of Mossfield Street be changed to Broad street.

Also

No. 2647. Communication from William Metcalf, Jr., protesting against the Council passing any legislation prohibiting the Pittsburgh, Harmony, Butler & New Castle Railway Company from operating its cars within the City Limits.

Also

No. 2648. Communication from G. William Jones, Jr., protesting against the Council passing any legislation prohibiting the Pittsburgh, Harmony, Butler & New Castle Railway Company from operating its cars within the City Limits.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 2649.

MAYOR'S OFFICE
Pittsburgh,

March 28th, 1921.

PRESIDENT AND MEMBERS
OF THE COUNCIL OF THE
CITY OF PITTSBURGH, PA.
Gentlemen:

In answer to your request to look into the chipped paving block episode, beg to advise that I have instructed Charles A. Finley, Managing Engineer of the Bureau of Water, and Thomas M. Benner, First Assistant City Solicitor, to carefully review the records and papers on the subject and make a recommendation.

If they find that the contractors were overpaid, I will demand a restitution. If unable to obtain it, I will turn the matter over to the Law Department for attention.

I delegated Mr. Finley and Mr. Benner to the task on March 15th and meant to have notified you at that time, but overlooked it.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Dalley moved

That the communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2650. Report of the Committee on Finance for March 22, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2555. An Ordinance entitled, "An Ordinance amending Section 9 of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2557. An ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Public Comfort Station Bonds, Bond Fund Appropriation No. 202, the sum of \$5,600.00 for the payment of Architectural expenses."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2558. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Department of City Treasurer."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2561. An Ordinance entitled, "An Ordinance amending line 1, Section 92, Department of Public Works, Bureau of Parks, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2609. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to let a contract or contracts for the construction and erection of a machine shop, carpenter shop, paint shop and elevator, etc. in the Exposition Building. These improvements to apply only to the portion of the Exposition building to be used as the Municipal Garage and Repair Shop."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2185. An Ordinance entitled, "An Ordinance authorizing and directing partial payment to be made to Thomas Cronin Company for the grading, paving, curbing and otherwise improving Warrington avenue, from Montooth street to West Liberty avenue."

In Finance Committee, March 22, 1921, Read and amended in Section 1 as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by council was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2549. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Playground Improvement Bonds, Appropriation No. 201, the sum of \$75,000.00 for the purchase of property for playgrounds near the boundary line of the Third and Fifth wards."

In Finance Committee, March 22, 1921, Read and amended in Section 1 and in the title by striking out "\$75,000.00.00" and by inserting in lieu thereof "\$81,000.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 23. An Ordinance entitled, "An Ordinance authorizing the purchase of certain real estate in the Eighth and Ninth wards of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, from John Dean, for the sum of "

In Finance Committee, March 15, 1921, Read and amended in Section 3 by striking out the words "the said monies to be paid out of Appropriation No. " and by inserting in lieu thereof the words "Seventy-five thousand (\$75,000.00) dollars to be paid from Appropriation No. 201, Playground Improvement," and in the title by inserting in the blank space the words "Seventy-five thousand (\$75,000.00) dollars," and as amended ordered returned to council with an affirmative recommendation.

In Council, March 21, 1921, Bill read and recommitted to the Committee on Finance.

In Finance Committee, March 24, 1921, ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee at the meeting of March 15, 1921, be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Winters arose and said:

Mr. President, I desire to register my objections and opposition to the passage of Bill No. 23, known as the Dean Playground Ordinance. I am not satisfied with the purchase of this property under the title provided for in the ordinance, with the manner and with the provisions of the contract relating to the city taking over the dumping privileges contained therein. I am not satisfied with the price. I am not satisfied with its desirability as a playground, and believe the purpose of making a children's playground out of the dump is bad, both in theory and in practice. The unsanitary conditions of the material filled in this ground would prove to be unhealthful. Also the manner and method and the attempt to acquire this property is not in accordance with the recommendations of the Citizens Committee on City Plan.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Noes—Messrs.

Anderson	Winters
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Ayes—6.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2585. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$193.92, for services rendered to the Department of City Planning in a consulting capacity, during the month of March, 1921, and charging the same to Code Account 1108-B. Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2525. Resolution authorizing the issuing of a warrant in favor of Mrs. Catherine B. Joyce in the sum of \$110.00, as full compensation for injuries received while alighting from a street car on Fifth avenue and stepping into a hole in the street, and charging the same to Contingent Fund Appropriation No. 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2559. Resolution authorizing the issuing of warrants in favor of James Omslaer, Daniel T. Kelly and Robert Omslaer in the sums of \$179.50 and \$473.00, in payment of the costs of tearing down buildings at No. 23 Second avenue and the Stevenson Bldg. at the northeast corner of Second avenue and Ferry street, and charging same to Second Avenue Improvement Bonds, Appropriation No. 206.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1998. Resolution authorizing and directing the Mayor to execute and deliver a deed to Charles W. Gledhill and Caroline I. Gledhill, his wife, for the sum of \$714.94, for lot located on Wolcott street, 20th Wards.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2509. Resolution authorizing and directing the City Solicitor, upon the payment of the sum of \$50.00 and costs of record, to satisfy the lien at M. L. D. No. 155 April Term, 1918, against property of Frank I. Rutledge at Morningside and Stanton avenues.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2584. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Mary Thomas and E. Morgan on account of charges for water in the sum of \$87.98, being 50 per cent. of the excess meter rate over the former flat rate, on property at 18 Maurice street and rear, 4th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2560. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$2000.00 from Code Account No. 1444, Salaries, regular employees, Bureau of Police, \$1,000.00 to Code account No. 1821, Wages, Temporary Employees, Small Parks, and \$1,000.00 to code account No. 1824, Materials, Small parks.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2514. Resolution authorizing the issuing of a warrant in favor of the Bureau of Engineering in the sum of \$520.00, for the purpose of refunding deposits made by contractors for copies of letting plans, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

That the resolution be laid on the table:

Which motion prevailed.

Also, with a negative recommendation,

Bill No. 2424. Resolution authorizing the issuing of a warrant in favor of George N. Norton, Captain in the Bureau of Fire, for the sum of \$63.34, covering 11 days' lost time by reason of slipping on sidewalk while on way to work, and charging the same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. Dailey moved

That the resolution be recommended to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 2513. Resolution authorizing the issuing of a warrant in favor of the Ivill Coal Company in the sum of \$57.45, refunding portion of license paid for switch siding for the year 1920, and charging the same to No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 2651. Report of the Committee on Public Works for March 22, 1922, transmitted a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2576. Resolution approving lease made by the Peoples Savings and Trust Company, Attorney-in-fact for Elizabeth Louise McLeod Mitchell, to the City of Pittsburgh for that certain property now used and occupied by the Bureau of Highways and Sewers, situate on Tunnel street, 2nd Ward, for a further term of one (1) year, beginning April 1st, 1921, at an annual rental of \$3,300.00, payable monthly at the rate of \$275.00, from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 2652. Report of the Committee on Public Service and Surveys for March 23rd, 1921, transmitting sundry papers to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2571. Acquar Vista Plan of Lots in the Fifteenth ward, laid out for Heirs of Martin Beehner, and the dedication of the streets, roads and ways shown therein.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

Also

Bill No. 2572. An Ordinance entitled, "An Ordinance approving the 'Acqua Vista Plan of lots' in the 15th Ward of the City of Pittsburgh, laid out by the Heirs of Martin Beehner, deceased, accepting the dedication of Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way, Theo-

dolite way, Traynor way, Trevor way and Tulle way as shown thereon for public use for highway purposes, opening and naming the same, and establishing the grades thereon."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2474. An Ordinance entitled, "An Ordinance repealing that portion of Ordinance No. 58, entitled, 'An Ordinance locating Bellerock street, from Wilkins avenue to Homewood avenue,' approved June 4th, 1897, which locates Bellerock street, from a point 539.02 feet southwardly from the southerly line of Wilkins avenue to a point 515.27 feet northwardly from Northumberland street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also,

Bill No. 2475. An Ordinance entitled, "An Ordinance locating Bellerock street, in the Fourteenth ward of the City of Pittsburgh, from a point 539.02 feet southwardly from the southerly line of Wilkins avenue to Woodmonth street."

Mr. Oliver moved

Which was read.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2516. Bond of Potter Title and Trust Company in the sum of \$3000.00, conditions to indemnify and save the City harmless from all suits, loss, costs or damages which the said City shall be put unto or sustain, for or by reason of the opening of Bellerock street, so far as the same may relate to any lands covered by the relocation ordinance now pending in Council.

In Public Service and Surveys Committee, March 23rd, 1921, Read and ordered returned to council to be approved.

Which was read.

Mr. Oliver moved

That the bond be approved.

Which motion prevailed.

Mr. Dailey presented

No. 2653. Report of the Committee on Public Safety for March 23rd, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 2545. An Ordinance entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, equipment and the use and occupancy of buildings used for the storage, repair or housing of self-propelled vehicles containing volatile or highly inflammable fuel, which shall hereafter be known as buildings of

Classification No. VII and its sub-divisions; regulating the installation of storage systems for volatile or highly inflammable fuel; regulating the installation therein of heating, ventilating and lighting systems, providing for the issuance of construction and occupancy permits therefor, and providing penalties for violation of the provisions hereof."

In Public Safety Committee, March 23rd, 1921, Read and amended in Section 8, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Dailey moved

That the amendment of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson
Dailey

Oliver
Robertson

Garland
Henderson
Ayes—8.

Winters
Herron (President)

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Robertson presented

No. 2654.

WHEREAS, A member of the State Legislature has announced that he will present in the Legislature a bill to repeal the Non-partisan Ballot system of electing city officials of Pittsburgh and Scranton and restore the party ballot system and

WHEREAS, No party issue can enter into a municipal election and the personal fitness of a candidate for any municipal office should be the only consideration of voters; and

WHEREAS, All voters of the city should have opportunity to make a choice of being confined to the candidates affiliated with some political party; Therefore, be it

RESOLVED, That the Council declare its unalterable opposition to a repeal of the Non-partisan Ballot Law and a return to the party system, which was discarded as having no proper place in the election of municipal officials.

Which was read.

Mr. Robertson moved.

The adoption of the resolution.

Which motion prevailed.

And on motion of Mr. Robertson,
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Friday, April 1st, 1921

No. 16

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Friday, April 1st, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa.,
March 29th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Friday morning, April 1st, 1921, at 10 o'clock, for the purpose of acting upon the appointment by the Mayor of Mr. Norman F. Brown as Director of the Department of Public Works, vice Mr. John Swan, resigned and for the consideration of such other business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON.

President.

Which was read, received and filed.

Present—Messrs.

Dawley	Robertson
Anderson	Oliver
English	Winters
Garland	Herron (President)

Absent—Mr. Henderson.

The Chair presented

No. 2655.

City of Pittsburgh, Penna.,

March 29th, 1921.

PRESIDENT AND MEMBERS
OF COUNCIL OF THE CITY
OF PITTSBURGH.

Gentlemen:—

Beg to officially advise that Mr. John Swan, Director of the Department of Public Works, resigned his position March 15th, 1921, in a letter reading as follows:—

"DEPARTMENT OF PUBLIC WORKS

March 15th, 1921.

Hon. E. V. Babcock,

Mayor,

Pittsburgh, Pa.

Dear Mayor:—

I have made arrangements to return to the contracting business in the very near future and desire to retire as Director of the Department of Public Works as soon as possible.

I hereby tender you my resignation to take effect as soon as I can be relieved.

In taking this step, I desire to express my appreciation of having been connected with your administration and for the many courtesies that you have extended me as Mayor in fulfilling my duties as Director of the Department of Public Works. I shall always be grateful and ever ready to help you or my successor at any time or place an opportunity occurs and my help is desired.

Very respectfully yours,

(Signed) John Swan,

Director."

Beg further to advise that I have accepted Director Swan's resignation, effective March 31st.

Very respectfully yours,

E. V. Babcock, Mayor.

Which was read.

Mr. Dalley moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2656.

City of Pittsburgh, Penna.,

March 29th, 1921.

PRESIDENT AND MEMBERS
OF COUNCIL OF THE CITY
OF PITTSBURGH.

Gentlemen:—

I hereby nominate and appoint Mr. Norman F. Brown for the position of Director of the Department of Public Works.

I am very glad to announce the fact that I have secured the promise of Mr. Brown, one of the greatest construction engineers in this country, to take up the work of this Department.

Mr. Brown is essentially a Pittsburgher, having lived here over 15 years before he was called to the service of his country and went to France with General Atterbury in 1917, where he served in the Engineering Department. There he had charge of the building of the great docks to handle the American soldiers and supplies and also the building of railroads to carry the army and its supplies to the front.

Mr. Brown is obtainable only because the construction work of the Pennsylvania Railroad, with whom he is connected as Assistant Chief Engineer, is at a complete standstill. He had charge of some of the great improvements to the Pennsylvania System in this vicinity—the Brilliant Cut-off, the tunnels on the Allegheny Valley Railroad at Red Bank and the building of four railroad bridges over the Allegheny and Monongahela rivers. He knows Pittsburgh's problems to a very essential extent and is ready to take up the work at once.

Mr. Brown is 42 years of age, has a wife and two children and is positively one of the best construction engineers that I know of.

I am proud to submit his name to you and ask your immediate and favorable consideration.

I desire that our public improvement program shall go forward with all possible speed and that not a single day's delay shall take place at this most opportune time for progress to be made. Now of all times in this history of Pittsburgh all who have an opportunity should lend a helping hand to speed up and further our improvements. Men by the thousands are seeking employment; their families are in dire distress; labor is reasonably cheap and efficient and supplies and materials are plentiful and obtainable at a fair price.

Very respectfully yours,

E. V. Babcock,
Mayor.

Which was read.

Mr. Dailey moved

That the communication be received and filed and the nomination be acted upon at once.

Which motion prevailed.

Also

No. 2657.

City of Pittsburgh, Penna.,

March 29th, 1921.

PRESIDENT AND MEMBERS
OF COUNCIL OF THE CITY
OF PITTSBURGH.

Gentlemen:—

I have nominated and appointed Norman F. Brown to the position of Director of the Department of Public Works and formally submitted his name to you for your consideration.

May I ask that you have a special meeting of Council to consider the appointment, so that if favorable action is taken we may have the services of Mr. Brown at the earliest date possible.

Director Swan wishes to retire and temporarily leave the City on a special mission just as soon as possible.

Very respectfully yours,

E. V. Babcock,

Mayor.

Which was read, and on motion of Mr. Garland, received and filed.

Also

Bill No. 2658.

City of Pittsburgh, Penna.,

March 30, 1921.

PRESIDENT AND MEMBERS

OF CITY COUNCIL,

Pittsburgh, Pa.

Gentlemen:—

In connection with my letter nominating and appointing Mr. Norman F. Brown, Assistant Chief Engineer of the Pennsylvania Railroad Company, as Director of the Department of Public Works, please be advised that I am in receipt of the following telegram from Mr. Brown, which I transmit to you for your information:

"Philadelphia, Pa.,

March 30, 1921.

Hon. E. V. Babcock,

Mayor, Pittsburgh, Pa.

Your notice to Council appointing me Director received. Have arranged to sever all connections absolutely with the Pennsylvania upon notice from you of approval of this by Council.

Norman F. Brown."

Very respectfully yours,

E. V. Babcock,

Mayor.

Which was read, and on motion of Mr. Garland, received and filed.

And on the question, "Shall the nomination by the Mayor of Norman F. Brown for the position of Director of the Department of Public Works be approved and confirmed?" The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

When the name of Mr. English was called he arose and said:

Mr. President, I would like to make a short statement. I am going to vote for the confirmation of the ap-

pointment of Mr. Brown and wish to have placed in the record that I am doing so on faith.

I know nothing of Mr. Brown. I read editorials in two Pittsburgh papers that speak highly of him and of his achievements. All I can say of him is that he was a servant of the country during the World War and as such that is one of the highest qualities a man can have; on that ground, together with his rated ability as a railroad construction engineer, is sufficient reason for us to take the man on faith.

We have had so much trouble in the Department of Public Works that approving the appointment of a new Director becomes a very important matter at this time. I wish I had at least a look at Mr. Brown, but have not had the opportunity of meeting him. However, this appointment coming so sudden and the appointee spoken of so highly, and two members of Council endorsing him and saying they think he is alright, I believe some kind of a statement ought to come from one of us that we are accepting Mr. Brown on faith; that his past service is attested to by the letter of the Mayor and that we earnestly hope that he will deliver as good service for the City of Pittsburgh as he has for the Pennsylvania Railroad Company.

Personally, I would like to have had a man like him appointed Special Engineer and so expressed that in committee last week when we received the letter from the Mayor recommending the appointment of a special engineer. We should employ an intelligent and first-class engineer on the bond work only, and not burden him with the additional duties devolving upon the Director of the Department of Public Works. I know from six weeks' experience as Director of this department that a Director is confronted with a lot of perfunctory details concerning his department; he must receive delegations asking for street repairs, laying of boardwalks, etc. The Director must at all times have an open ear and an open door to the public. My own opinion is still that if this engineer has the ability it would be much better to turn him loose strictly on bond work and not have him bother with a lot of routine matters he will meet with as Director of the Department. The bond items for which the people registered their affirmative votes should be pushed to completion.

However, as the Mayor has abandoned the idea of getting a special engineer to take care of bond work only, and as Mr. Brown is willing to accept the position of Director of Public Works and he having all the qualifications required to fill such a position, I deem it my duty to help and not hinder public business, so I register my vote for the confirmation of the appointment of Mr. Brown on faith.

Mr. Garland arose and said:

Mr. President, this was not my

purpose to say anything but vote. I am not accepting Mr. Brown on faith. I have known him for a number of years; am acquainted with the work and service he rendered for the Pennsylvania Railroad Company and I am voting for him on his past achievements, and feel very certain, knowing him as I do, that he will do as well for the City as he has for his former employer.

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the nomination was approved and confirmed.

Also

No. 2659.

City of Pittsburgh, Penna.,

March 30th, 1921.

PRESIDENT AND MEMBERS OF
COUNCIL OF THE
CITY OF PITTSBURGH.

Gentlemen:—

I return herewith, without my approval, Bill No. 2547, An Ordinance authorizing the Controller to employ an investigating engineer at \$65.00 per diem.

I personally interviewed Controller Morrow on this subject at 11:00 A. M. to-day. He advised that he could not possibly take care of this activity in his office—"that he did not want it because he could not take care of it."

To my mind, the whole scheme is poor City Government. If the engineers in the Department of Public Works cannot take care of these matters, they should be dismissed and others put in their places.

I have no objection to a fair investigation, necessary to protect the City's interest, at any time on any matter pertaining to the City Government. I do think that such a move as putting an engineer in the Controller's Office is uneconomical, unnecessary and a duplication and I am opposed to it.

In addition to this, I have appointed a thoroughly competent engineer at the head of the Department, who, if approved by your Honorable Body, can check these matters up as well as any man in the country.

\$65.00 per day is two and one-half times the compensation the City pays its Director of Public Works and three and one-half times as much as the City pays its Chief Engineer.

The necessity for creating such a new position is not apparent. I, therefore, return the ordinance without my approval.

Very respectfully yours,

E. V. Babcock,
Mayor.

Which was read.

Mr. Dailey moved

That the communication be received and filed.

Which motion prevailed.

Also

Bill No. 2547. An Ordinance entitled, "An Ordinance authorizing the employment of a competent engineer by the City Controller to investigate, check up and verify bills authorizing payment of extra work on the Shaler Street contract, for the improvement of Carson Street West, Woodville avenue and Warrington avenue, and for the purpose of determining the amount of reclipped blockstone used in the repaving of Liberty avenue (three separate contracts) and Main street and investigating matters in connection with the repaving of River avenue."

In Council, March 21, 1921, Committee amendments agreed to, rule suspended, bill read three times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Oliver arose and said:

Mr. President, there is one thing in the Mayor's communication that I think attention should be called. He speaks of the creation of a new position. This bill does not create a new position; it merely provides for the employment of a competent engineer for temporary services, the same as was done in the case when General Goethals was asked to come to Pittsburgh in the matter of the Bigelow Boulevard slide. The engineer to be employed under the provisions of this ordinance is to do a specific task and when that is done his services terminate.

Mr. English arose and said:

Mr. President, it seems to me that in view of the Council having unanimously confirmed the appointment of Mr. Brown as Director of the Department of Public Works, it perhaps would be well to find out, first, from him whether the City has been cheated by the contractors on the contracts under discussion in the matter of dollars and cents, and secondly, to find out whether this department, over which he is the head, is a real department and whether the men under him are competent to do the work assigned them. For this reason if we are going to have a good engineer at the head of the department and the department is honeycombed with incompetent subordinates, I think it would be a ten-strike and the appropriate time to ascertain from the new Director whether the employees under him are competent. This should be done before we pass the ordinance now under discussion over the Mayor's veto, and thus save Council from being put in a ridiculous position.

My opposition originally to the employment of an engineer \$65.00 per day was on the ground that if the Council authorized the employment of a special engineer he should be directly employed by Council. Council should not delegate the power to the City Controller or any other city official.

Now, that we have an engineer as Director of the Department of Public Works, and the Council has just confirmed his appointment, I ask the Council how can we expect him to carry out big bond improvements as well as other work if his department is honeycombed with incompetent subordinates? Certainly the resolutions and investigations of the past six months by Council would show that Council thinks something is wrong with the men who have been looking after the work of the Engineering Bureau in the Department of Public Works.

If the Council thinks something is wrong with the administration, shoot at it, and I will help; but as we have just confirmed the appointment of a man who is in every way as well qualified as a \$65.00 a day special engineer, it would seem good judgment to test him on these matters, asking him to give us a report on the matters referred to in the bill.

I desire to be recorded as voting *NO* on the passing of this bill over the Mayor's veto.

Mr. Winters arose and said:

Mr. President, the fact that the Controller has stated to the Mayor that he does not want this position under his jurisdiction or does not desire him, is a phase that was unexpected to me, and I think was to the members of Council who were anxious to place this position under the Controller's jurisdiction. However, I don't believe the Controller will dodge any responsibility, and if it is his duty to do so, he will undoubtedly comply with it.

I do not believe we should begin to burden the new Director, who comes into the City service as an official unburdened with political affiliations, connected with the strife that has existed in the City Government for the past two or three years, as to make him the arbiter in these disputes. I am only concerned about the truth of the charges and it matters little to me who investigates them if it is done honestly. If contractors have cheated the City and not done the work according to plans and specifications, and the street on which they had contracts are going to pieces and if stone has been used and misrepresentation made by the Department, then I am concerned only as to whether the charges are true or false.

Council has been divided on this matter; but I hope the new Director who has received the unanimous vote of Council this morning will receive the unanimous support of Council in carrying out the program he will outline, public improvements so the people can receive and enjoy the benefits of improvements for which they voted and will pay.

This investigation and the Boulevard Slide investigation, the report of which has been handed in on the eve of retirement of the former Director of Public Works, and the matters concerned in them will occupy considerable

Which was read.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, April 4, 1921

No. 17

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, April 4th, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Absent—Mr. Henderson.

The Chair at this time stated that the first order of business would be the election of the city clerks, in accordance with the provisions of the Act of Assembly.

Mr. Garland nominated Mr. Edward J. Martin for the position of City Clerk.

Mr. Dailey seconded the nomination.

And on motion of Mr. Winters, the nomination closed on the name of Edward J. Martin.

And the result of the voting was as follows:

For Edward J. Martin:

Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

And Edward J. Martin having received 8 votes, being a majority of the votes of Council, was declared duly elected City Clerk for the ensuing term.

Mr. Garland nominated Mr. Robert Clark for the position of Assistant City Clerk.

Mr. Winters seconded the nomination. And on motion of Mr. Dailey the nomination closed on the name of Robert Clark.

And the result of the voting was as follows:

For Robert Clark:

Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

And Robert Clark having received 8 votes, being a majority of the votes of Council, was declared duly elected Assistant City Clerk for the ensuing term.

PRESENTATIONS.

Mr. Anderson presented.

No. 2661. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the alterations to the heating and ventilating systems in the Penn Avenue and Butler Street Public Comfort Station.

Which was read and referred to the Committee on Public Works.

Also

No. 2662. Resolution authorizing the issuing of a warrant in favor of Zieger Company in the sum of \$600.00, or so much of the same as may be necessary, for birds furnished to the Highland Park Zoo, and charging same to Code Account No. 1848.

Also

No. 2663. Resolution authorizing the issuing of a warrant in favor of H. R. Mitchell, Chief Clerk, New York Zoological Gardens, New York, in the sum of \$1,225.00, or so much of the same as may be necessary, for 1 Female Zebra Giant and 25 Rose Cockatoos, and charging same to Code Account No. 1848.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Dailey presented

No. 2664. Resolution authorizing the issuing of a warrant in favor

of Thomas F. Carroll, Superintendent of the Bureau of Police, for the sum of \$160.00 covering moneys expended for Pennsylvania State Driver's License for use of patrol wagon drivers, motorcycle patrolmen and chauffeurs of the Bureau of Police for the years 1920 and 1921, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2665. Resolution authorizing the issuing of warrants in favor of Charles Johnston, Police Commissioner, for \$52.45, and Shriver Stewart, Police Commissioner, for \$13.00, for moneys expended by them in securing evidence against disorderly houses and illegal selling of liquor, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 2666. Petition for the grading and paving of Alhambra way, from North Millvale Avenue to North Mathilda street.

Also

No. 2667. An Ordinance authorizing and directing the grading and paving of Alhambra way, from North Millvale Avenue to North Mathilda street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Which were read and referred to the Committee on Public Works.

Mr. English presented

No. 2668. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company for \$70.00, in payment of work connected with the closing off and restoring service to property owners who allowed their water bills to become and remain delinquent, and charging same to Appropriation No. 42 Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 2669. Resolution setting aside the sum of \$2500.00, or so much thereof as may be necessary, in Appropriation No. 42, Contingent Fund, for the use of the Department of City Planning in defraying the necessary expenses of the National Conference of City Planning, to be held in Pittsburgh on May 9th, 10th and 11th, to be paid on vouchers to be approved by the City Controller, and repealing Resolution No. 77, Series 1921, appropriating a like amount for the same purpose.

Also

No. 2670. Resolution authorizing the City Treasurer to enter satisfaction of record of the mortgage on property situate on Smithfield Street and Second Avenue given by Harry A. Friday to the City of Pittsburgh, dated April 1, 1920, in the sum of \$60,000.00, and recorded in Mortgage Book, Vol. 1699, page 471, upon receipt by him in behalf of the City of the sum of \$60.-

000.00 with interest thereon as provided for in said mortgage.

Also

No. 2671. Resolution authorizing the City Solicitor to satisfy lien at No. 668, January Term, 1921, against the property of Edith V. Lawler upon the payment of the sum of \$450.00, together with the costs and interest thereon.

Also

No. 2672. Resolution authorizing and directing the City Controller to transfer the sum of \$7969.00 from the balance remaining in the General Fund of Code Account 1589-G, Retaining Wall, Division of Streets, Bureau of Engineering, and credit same for the purpose of paying the final estimate for the reconstruction of retaining wall on the southerly side of Henderson Street near Sandusky Street, Contract No. 1000, Controller's Office File.

Also

No. 2673. Resolution approving payment of the claim of George S. White Company, contractor for the reconstruction of a retaining wall on the southerly side of Henderson Street, near Sandusky Street, in the amount of \$6578.50, and authorizing and directing the Mayor to issue, and the City Controller to countersign, a warrant in favor of said George S. White Company for the sum of \$6578.50 in payment thereof, and charging same to Code Account No. 1589-G, Retaining Wall, Division of Streets, Bureau of Engineering.

Also

No. 2674. Resolution authorizing the issuing of a warrant in favor of James L. Stuart in the sum of \$34.88, being refunds on contracts for the City-County Building with the W. S. Tyler Company, and charging same to Appropriation No. 156, City Hall Bond Fund.

Also

No. 2675. Resolution authorizing the issuing of a warrant in favor of Rising & Radcliffe, in the sum of \$448.00, or so much of the same as may be necessary, for the printing of 35,000 Fire Zone Pamphlets, for the Building Code Committee, and charging same to Code Account No. 1009.

Also

No. 2676. Resolution authorizing the issuing of a warrant in favor of the Eureka Printing Company for the sum of \$175.50, being payment for 29 3/4 hours at \$6.00 per hour, for setting up minutes of Council for Record No. 1, 1921, and furnishing proofs therefor, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2677. Resolution authorizing the issuing of a warrant in favor of Miss Teresa Nudo in the sum of \$60.00 for one month's service as typewriter in the Department of Supplies, and charging same to Code Account No. 1128-B.

Also

No. 2678. Resolution authorizing and directing the Mayor to execute and deliver a deed to W. A. Martin for Lot No. 387 and 388 in Samuel Garrison Plan located on Antietam street, 10th Ward, for the sum of \$2,000.00.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 2679. Communication from the Duquesne Light Company notifying Council of its application to the Public Service Commission for approval of the sale of property of the Diamond Light & Power Company to the Duquesne Light Company.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2680. Resolution providing that in any negotiation that may arise out of the proposed reorganization of the Pittsburgh Railways Company's system, and which may require the City's consent and additional legislation, the Council will insist on payment of all verdicts and judgments against said Company for death and personal injuries remaining unpaid at the time of such reorganization.

Which was read and referred to the Committee on Finance.

Also

No. 2681. Resolution authorizing the issuing of a warrant in favor of E. M. Hill in the sum of \$854.96, or so much of the same as may be necessary, for lumber furnished to the Bureau of Highways & Sewers, Boardwalks and Steps Division, and charging same to Code Account No. 1641.

Which was read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2682. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Morris Scholnick, in the sum of \$51.11, being 50 per cent. of the excess of the metered rate over the former flat rate on property at No. 2008 Webster avenue, 5th Ward.

Which was read and referred to the Committee on Finance.

Also

No. 2683. Resolution authorizing the issuing of a warrant in favor of the H. W. Clark Company in the sum of \$557.00, for meter box frames and covers for the Bureau of Water, and charging same to Code Account No. 203-C.

Also

No. 2684. Resolution authorizing the issuing of a warrant in favor of the Wholesale Coal Company in the sum of \$69,600.00, or so much of the same as may be necessary, in payment for 400 cars of coal at \$3.48 per ton, to be shipped to the Pumping Stations,

and charging same to Code Account No. 1755.

Which were read and referred to the Committee on Filtration and Water.

Also

No. 2685. Resolution authorizing the issuing of a warrant in favor of the Marion Coal Company in the sum of \$731.58, or so much of the same as may be necessary, in payment for 149,302 tons of coal delivered to the Schenley Conservatory, and charging same to Code Account No. 1807.

Which was read and referred to the Committee on Parks and Libraries.

The Chair presented.

No. 2686. Communication from the Nash Pittsburgh Motors Company asking to be reimbursed \$57.97 war tax on automobile purchased by the City of Pittsburgh.

Also

No. 2687. Communication from the Pittsburgh Central Labor Union asking for a hearing relative to the repeal of the Daylight Saving Ordinance.

Also

No. 2688. Communication from the Hartford Real Estate and Exchange Company offering \$190.31 for Lot No. 66 in the Conestoga Plan, 13th Ward.

Also

No. 2689. Communication from M. B. Cull submitting offer to purchase 46 lots in the 15th Ward.

Which were severally read and referred to the Committee on Finance.

Also

2690. Petition of residents of the 15th Ward asking that Mr. Lewis of No. 86 Flowers Avenue be compelled to remove the fence and open Morse way.

Which was read and referred to the Committee on Public Works.

Also

No. 2691. Resolution authorizing and directing the Director of the Department of Public Works to grant permission to the Pennsylvania Trap Shooters Association for the use of Schenley Park Oval for the period from June 6th to June 11th, 1921, for the purpose of holding trap shooting matches.

Which was read and referred to the Committee on Parks and Libraries

Also

No. 2692. Communication from Hugh Mullin submitting proposition to lease wharf property for parking of automobiles.

Also

No. 2693. Communication from the Socialist Party complaining of unfair treatment accorded said organization by the Department of Public Safety in not permitting them to hold public meetings.

Which were read and referred to the Committee on Public Safety.

Also

No. 2694. Communication from The Chartiers Board of Trade complaining that the garbage is not being removed from residences in that part of the 20th Ward formerly known as Chartiers Township.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2695. Communication from the Allied Boards of Trade asking Council to endorse the passage of the Stadtländer Tax Bill now pending in the State Legislature.

Which was read and, on motion of Mr. Garland, referred to the Committee on Finance.

Also

No. 2696. Communication from the Lawrenceville Board of Trade protesting against the purchase of the Dean Property in the Bloomfield District for playground purposes.

Which was read and, on motion of Mr. Robertson, received and filed.

Also

No. 2697.

PITTSBURGH SECTION
AMERICAN SOCIETY OF CIVIL
ENGINEERS

At the Regular meeting of the Pittsburgh Section of the American Society of Civil Engineers, held March 18th, with Mr. J. N. Chester, Vice President in the Chair, and present also 40 members, the following resolution was presented and unanimously approved:

"WHEREAS, The Mayor of the City of Pittsburgh on March Fifteenth, Nineteen hundred and twenty-one, summarily dismissed N. S. Sprague, from the position of Chief Engineer of the Bureau of Engineering of said City; and

WHEREAS, Said position was held by Mr. Sprague for a period of fourteen years with credit to the City, the profession and himself as shown and demonstrated by the work accomplished under his supervision during the period of his incumbency,

NOW, THEREFORE, BE IT RESOLVED, That the Pittsburgh Section of the American Society of Civil Engineers express their professional and ability and integrity of Mr. N. S. Sprague, and

BE IT FURTHER RESOLVED, That his dismissal should not be construed as reflecting upon his professional ability and reputation.

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to the parent society with the request that it be placed in the records and published in the "Proceedings" and that copies be sent to Mr. N. S. Sprague, Mayor E. V. Babcock, the City Council, and the local press."

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2698.

DEPARTMENT OF CITY
CONTROLLER

Pittsburgh,

April 1st, 1921.

Hon. John S. Herron,

President of Council.

Dear Sir:

Mayor Babcock sent to Council yesterday a letter accompanying his veto of an ordinance authorizing the Controller to employ and engineer to investigate charges made relative to certain City contracts. The first two paragraphs of the Mayor's letter read as follows:

"I return herewith, without my approval, Bill No. 2547, An Ordinance authorizing the Controller to employ an investigating engineer at \$65.00 per diem.

"I personally interviewed Controller Morrow on this subject at 11:00 A. M. today. He advised that he could not possibly take care of this activity in his office that he did not want it because he could not take care of it."

The Mayor must have misunderstood me, but I do not want my position to be misunderstood by the members of Council. What I said to Mayor Babcock during our interview was that I could not possibly undertake an investigation of these charges with my present office force because these charges relate to technical engineering propositions. I did not tell the Mayor that I object to undertaking this investigation through a competent engineer. I will say further that I will gladly take up this work, and the veto of the Mayor not having been sustained by Council, will proceed at once to engage the services of Mr. Louise Blum whom I regard as exceedingly competent to perform this work.

Respectfully,

E. S. Morrow,

City Controller.

Which was read.

Mr. Dalley moved.

That the communication be received and filed.

Which motion prevailed.

Also

No. 2699.

MAYOR'S OFFICE.

Pittsburgh,

April 4th, 1921.

The Honorable, the President and Members of the Council of the City of Pittsburgh.

Gentlemen:

I hereby nominate and appoint to the position of Police Magistrate of

the City of Pittsburgh Hon. Edward M. Hough, 2651 Perryville Avenue, Pittsburgh, to succeed Mr. John A. Fugassl, who has today assumed the duties of Superintendent of the Bureau of Highways and Sewers, Department of Public Works.

Upon confirmation, Mr. Hough will resign as a member of the Legislature to assume the duties of the office of the Police Magistrate.

Mr. Hough is a well-known business Man of the North Side. I commend him to you for your early and favorable consideration and beg to say that his honesty, integrity and sobriety are above reproach.

Very respectfully yours,

E. V. Babcock,

Mayor.

Which was read.

Mr. Robertson moved.

That the communication be received and filed and the appointment of the Mayor be confirmed.

And the roll being called, the ayes and noes were taken and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Also

No. 2700.

City of Pittsburgh, Penna.,

April 4th, 1921.

THE HONORABLE PRESIDENT
AND MEMBERS OF COUNCIL
OF THE CITY OF PITTSBURGH.

Gentlemen:—

I return herewith, without my approval, Bill No. 23, an Ordinance authorizing the purchase of a playground in the Bloomfield District from John Dean for the sum of \$75,000.00.

The purchase of this dump at the Northerly end of the Bloomfield Bridge (a part of its under the bridge and a part on top of undefined City streets, alleys, etc.) is, in my judgement, without merit.

There has been much criticism of the proposition in the past few days that it has now developed into a public scandal. Under no circumstances could I even condone the purchase, let alone give it my approval.

Before the ordinance was passed, representatives from the Chamber of Commerce, the Citizens' Committee on City Plan and the Civic Club of Allegheny County appeared personally before Council and protested against this purchase. Since then numerous protests have been received at the Mayor's Office from prominent citizens and

from civic organizations of recognized standing, such as the Allied Boards of Trade, the Pittsburgh Board of Trade, the Lawrenceville Board of Trade and the Civic Club of Allegheny County. This would indicate that there is something radically wrong about the City paying \$75,000.00 for a dump which has been assessed at only \$16,000.00.

Bloomfield is in dire need of a place for play and recreation for the younger generation of the district. It is due them and among the first purchases to be made by the City should be one to meet their wants and needs. A wise and discreet reference to all the play and recreational grounds of the City was forthcoming from the Citizens' Committee on City Plan of Pittsburgh. In the very first report of their activities they mentioned the fact that the Bloomfield District should be considered among the earliest on the list.

There is a sentimental objection to a City dump (a recognized unhealthy piece of ground and environment) being used as a place of play and recreation for children. If necessity compels the City to purchase property of this character, the most extenuating circumstances must surround it.

The public can not be easily convinced that this property, which has been carried on the City of Pittsburgh's books as valued at \$16,000.00 or less, has a present value of \$75,000.00.

This particular property has a steep precipitous side, necessitating the expenditure of a large amount of money for walls or some other safeguard to protect the children.

Other properties in the Bloomfield District are to-day obtainable for playground purposes, probably at a less price, and it is easy to arrive at the conclusion that they are more available than the Dean property.

This ordinance comes to me from Council with a reference to certain contracts in connection with the deal, with no information whatever as to what the contracts are. It is also loosely drawn. It authorizes the purchase from John Dean with reference to contracts with the Laurel Land Company "part owners of this property," all contracts referred to being absent.

I have most carefully considered the ordinance and cannot find anything that leads me to the conclusion that I should approve it. I, therefore, return it with my disapproval.

Very respectfully yours,

E. V. Babcock,

Mayor.

Which was read, and on motion of Mr. Dailey, received and filed.

Also

Bill No. 23. An Ordinance entitled, "An Ordinance authorizing the purchase of certain real estate in the Eighth and Ninth wards of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, from John Dean

for the sum of Seventy-five thousand (\$75,000.00) dollars."

In Council, March 28, 1921, Committee amendment agreed to, rule suspended, bill read three times and finally passed.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. Garland arose and said:

Mr. President:

There have been many mis-statements made in the public print with regard to this proposed playground in the Bloomfield District. It is proper, therefore, to place upon the records of this Council the following indisputable facts:—

In July, 1919, the site in question was recommended as a fine playground location by the Director of the Department of Health. In August, 1919, it came before Council.

It should not, therefore, be classed as a hurried proposition.

On January 12, 1920, the ordinance now before us was presented in Council, the amount of consideration being left blank in the ordinance.

Being requested by Council to appraise the property, which consists of 2 3/4 acres of ground, the Pittsburgh Real Estate Board placed a valuation on same, and in its report to Council March 10, 1921, over the signatures of A. J. Kelly, Jr., President, W. K. Brown, Secretary and John A. Sharp, Chairman of Appraisal Committee, valued the property at \$75,794.40.

On March 15, 1921, the ordinance was, by a unanimous vote, amended to read \$75,000.00 as the purchase price.

The records of Council will show that a large number of property owners, business houses and residents of the Bloomfield District, including prominent physicians and preachers, also an organization of ex-service men, the latter with 138 signatures, petitioned Council to purchase the property for playground purposes, while only two individual protests were received.

It is not true as stated that the Chamber of Commerce of Pittsburgh, or the Civic Club of Allegheny County, protested the purchase.

The above are simply the facts from the records.

Now, a comment as to the value of the property. As the members of Council are aware, we depend upon the advices of the Pittsburgh Real Estate Board for valuations and we have no reason to doubt their findings. The assessed value of a property is no index to its real value. If the property under consideration is under-assessed, and it appears so to be, the Board of Property Assessors should correct the assessment.

Such disparities between actual value and the assessed valuation placed by the City are not new to this Council. For instance, in the widen-

ing of Second Avenue some glaring examples were brought to light. On one holding where a strip was taken, we find the property taken assessed by the City at \$59,200; the owners claim its value to be \$141,000.00, and the Board of Viewers award them \$110,000—and so it goes.

Mr. Dailey arose and said:

Mr. President, the Mayor, in his veto message, says there are sentimental objections to the City buying a dump for a playground. As a city councilman, in 1912, Mr. Babcock voted for the ordinance to purchase from the estate of W. G. Rock, the Soho Dump property, at the head of Moultrie street, for a playground. The property was then a dump and is being used today as a dump.

The assessed valuation of that property was \$22,000, but Mr. Babcock voted to purchase it for \$80,750.00.

The excuse for buying the Soho Dump at that time was that everybody in the neighborhood was depositing litter on the dump and it was thought advisable to purchase the property and prevent any further dumping on it.

I want to say the Dean property is a boulevard compared with the Soho Dump. It was purchased with the understanding that there would be no more dumping upon it, yet the city is today still dumping refuse there.

Now, in conclusion, I want to say a word about property assessments. The assessed value of a property is no index to its real value, and disparities between actual and assessed values are not new to Council. A property at the corner of Smithfield and Diamond streets is assessed by the City at \$13,000.00, yet the owners, before the Board of Viewers in the hearing relative to the widening of Diamond street, claimed the property was worth \$90,000.00.

Mr. English arose and said:

Mr. President, I just want to call attention to the fact that the Citizens Committee on City Plan requested the Council to go slow on all purchases of playground property and to draw up a comprehensive budget of a playground system. They did not protest against the purchase of the Dean property, and the Mayor, when he makes that statement in his veto message, is mistaken or he did not understand their proposition.

In January, I presented a resolution in Council, which was adopted, asking that a complete survey of all properties available for playgrounds be made in order that Council could determine just how far it could go with the money available for playgrounds. This met with the approval of the Civic Club and the Chamber of Commerce, as well as the Citizens Committee on City Plan.

I think it would be well for the Council to follow the suggestion adopted that before we buy more property for playgrounds we find out how much

money we have to spend on land and how much money would be left to equip the land and for the further equipment of present playgrounds. If we continue to purchase property haphazardly, we will wind up without having any money left in the playground appropriation. For that reason I presented an ordinance setting aside \$75,000.00 for the purchase of property in the Hill District for a playground. No provision has been made to do anything for the children of the South Side and if the policy is to purchase property indiscriminately we will have no money left in the fund to purchase property on the South Side for a playground.

In conclusion, I want to say that I cannot accept every suggestion and recommendation made by the Citizens Committee on City Plan, but in justice to them, I think they made a very good selection of sites and distribution in dividing up the playground bond funds, and in their survey of the school children of the congested districts of the city. I commend them for printing their report which the City no doubt paid for, because Mr. Bartholomew who has acted in the capacity of a consulting engineer to them, is also paid for rendering services as a consulting engineer to the City Planning Commission. Since the publication of the report of the Citizens Committee on City Plan the city has purchased two sites which they recommended, namely, the Homewood Playgrounds and the property on Chateau street, formerly known as the Old Salt Works property.

My suggestion would be to comply with the resolution adopted by Council in January and before the City purchases any more property for playgrounds a complete survey be made and Council ascertain how much money remains in the playground bond appropriation to purchase new playgrounds and equip them, and also to purchase new equipment for existing playgrounds. For that reason Council should go slow and ought not to pass this ordinance over the Mayor's veto. I therefore vote NO.

And the question recurring "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Herron (President)
Oliver	

Noes—Messrs.

Anderson	English
Winters	

Ayes—5.

Noes—3.

And there not being two-thirds of the votes of council in the affirmative, the objections of the Mayor were sustained.

Mr. Garland presented

No. 2701. An Ordinance amending line 5, section 30, Department of

Public Health, General Office, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2702. Report of the Committee on Finance for March 30th, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2133. An Ordinance entitled, "An Ordinance amending Section No. 89, Bureau of Light, Department of Public Works, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 3rd, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2524. An Ordinance entitled, An Ordinance providing for the appointment of two additional laborers in the Department of Public Safety for service in the Motorcycle Division of the Bureau of Police, and fixing the salaries therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2617. An Ordinance entitled, "An Ordinance providing for the appointment of one Lieutenant of Detectives in the Bureau of Police, Department of Public Safety, and fixing the salary therefor."

In Finance Committee, March 30th, 1921. Read and amended in section 1, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2623. An Ordinance entitled, "An Ordinance amending a portion of Section 15, Department of Law, item 'Stenographers,' of an ordi-

nance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920."

In Finance Committee, March 30th, 1921, Bill amended in Section 1, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. Oliver arose and said:

Mr. President, in Committee on Finance last week I voted NO on this bill, because I was not familiar with the salary a competent law stenographer should receive. Since that time I have made inquiries of some of the law firms of the City, and find that the salary as fixed in this bill could not be considered at all exorbitant for a good law stenographer.

For that reason I intend to vote AYE and believe this statement should be inserted in the record because at the Finance Committee meeting last week when I voted NO the City Solicitor was present and heard my objections.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2625. Resolution authorizing the issuing of a warrant in favor of S. G. Lennox in the amount of \$179.00, to cover premium on two boilers at the Diamond Market for period covering February 1st, 1921, to February 1st, 1924, being Policy No. 31744, same to be paid from Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2528. Resolution authorizing the issuing of a warrant in favor of F. DeSimone for the sum of \$35.78, in full for damage to his automobile which was run into by Fire Engine No. 38 on January 20th, 1921, while standing on Larimer avenue, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2624. Resolution appropriating the sum of \$12,500.00 to help defray expenses of a reunion of the Eightieth Division of the Army of the United States, to be held in Pittsburgh during August, 1921, and authorizing the issuing of a warrant or warrants therefor, upon the production and proper audit of vouchers for said expenses, and charging the same to Contingent Fund, Appropriation 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2440. Resolution authorizing and directing the Collector of Delinquent Taxes to accept from Patrick Lafferty the sum of \$600.00 in full payment and satisfaction of the city taxes and water rents assessed against his property situate in the Fifteenth Ward, being lots Nos. 86, 87 and 88 on Forward avenue, for the years 1907 to 1920, both inclusive, and authorizing and directing the City Solicitor, upon the payment of the said sum of \$600.00 and the production of a receipt therefor, to enter satisfaction of record on the delinquent tax and municipal liens filed against said property.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
English	Herron (President)
Oliver	

Noes—Mr.

Garland.

Ayes—7.

Noes—1.

And a majority of the votes of council being in the affirmative, the resolution was passed finally.

Also, with a negative recommendation,

Bill No. 2452. Resolution authorizing the Director of the Department of Public Safety to issue permits, free of charge, to engineers and assistant engineers in the Bureau of Fire, and that the money paid (\$175.00) for the year 1921 be returned to the employees of the Bureau of Fire; same to be charged to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 2081. Resolution authorizing the issuing of a warrant in favor of Thomas & Sproull in the amount of \$689.13, covering the difference on insurance policies expiring November 17, 1921 to make them expire February 1, 1922, and \$1362.67 on insurance policy expiring February 1st, 1922, on Exposition Building; to be paid from Contingent Fund, Appropriation No. 42.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 2703. Report of the Committee on Public Works for March 30th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2634. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Janero way, from Portland street to Mellon street, and providing that the costs, damages and expenses of the same be assessed and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson also presented

No. 2704. Report of the Committee on Public Works for March 31st, 1921, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1114. An Ordinance entitled, "An Ordinance widening Moh-

ler street, in the 13th Ward, from Thorne street to Claire street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from property benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2575. Resolution authorizing the issuing of a warrant in favor of Thomson and Sproull in the amount of \$1638.80, being premium insurance policies at Exposition Buildings covering extension from November, 1920, to February, 1922, to be paid from Code Account No. 1727, Miscellaneous Services, Exposition Building Bureau of City Property.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 2705. Report of the Committee on Public Service and San-

for March 30, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2325. An Ordinance entitled, "An Ordinance repealing that portion of Ordinance No. 118, entitled, 'An Ordinance approving, confirming and locating certain streets and alleys and avenues in the City of Pittsburgh as laid out in a certain plan known as parts of 21st and 22nd Wards Plan of Streets, approved by Council November 11th, 1872, etc.'" which was approved by the Mayor June 29th, 1894, and recorded in Ordinance Book, vol. 9, page 618, which locates Dunfermline (now South Dunfermline) street, from the northerly line of Reynolds street to a point 257.66 feet southwardly therefrom."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time. was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 2706. Report of the Committee on Filtration and Water for March 31st, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2583. Resolution authorizing the issuing of a warrant in favor of the Rosedale Foundry & Machine Company for \$510.33, for castings for Ross Pumping Station, same to be chargeable to and payable from code account No. 1756.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver (for Mr. Henderson) presented.

No. 2707. Report of the Committee on Parks and Libraries for March 31, 1921, transmitting several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2563. Resolution authorizing the issuing of a warrant in favor of Louis Ruhe in the sum of \$2121.00, for animals furnished Highland Park Zoo, same to be chargeable to and payable from code account 1843.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2564. Resolution authorizing the issuing of a warrant in favor of Nunseger-Dickinson Seed Company in the sum of \$561.00, or so much of the same as may be necessary, for grass seed furnished to the Bureau of Parks, same to be chargeable to and payable from code accounts 1873-1859-1831-1823-1793-1783.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson
Dailey
English

Oliver
Robertson
Winters

Garland

Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2630. Resolution authorizing the issuing of a warrant in favor of C. H. Kerr Co. for the sum of \$206.00, for extra work done on contract for constructing new Grandstand at Schenley Park Oval, and charging same to Code Account No. 1895-G, Repair schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

And the rule having been suspended, the resolution was read a second time.

Mr. English arose and said:

"Mr. President, I want to be recorded as voting No. on Bill No. 2630, which provides for the payment of an extra to the contractor on the Schenley Park Grandstand. I am not opposed to the contractor being paid, but having taken the position that the council was deceived in the beginning on this contract, and in order to be consistent, I must continue to vote No on this proposition."

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson
Dailey
Garland

Robertson
Winters

Herron (President)

Noes—Messrs.

English

Oliver

Ayes—6.

Noes—2.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. English presented

No. 2708. Report of the Committee on Health and Sanitation for March 30th, 1921, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2551. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into contracts with the American Reduction Company and W. & H. Walker, Inc., Allegheny Garbage Company Department, for the collection, removal and

disposal of rubbish and garbage within the limits of the City of Pittsburgh for the year commencing January 1, 1921, and ending December 31, 1921."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Oliver
Robertson
Winters

Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 2550. Resolution authorizing the Mayor and the Director of the Department of Public Health to enter into a contract with the American Reduction Company for the collection, removal and disposal of rubbish and garbage within Wards Nos. 1 to 20 inclusive, and with the W. & H. Walker, Inc., Allegheny Garbage Company Department, for Wards Nos. 21 to 27 inclusive, for the year commencing January 1, 1921 and ending December 31, 1921.

Which was read.

Mr. English moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Anderson presented.

No. 2709. Report of the Committee on Charities and Correction for March 31st, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 2581. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the construction of a Transmission Plant for the new Alternating Current System to replace the present direct current system at the Pittsburgh City Home and Hospitals, Mayview, Pa., and setting aside the sum of Ninety-nine

thousand (\$99,000.00) dollars for the payment of the cost thereof.

In Charities and Correction Committee, March 31, 1921, ordered returned to council with an affirmative recommendation, and the Director of the Department of Charities to furnish report at meeting of Council on Monday showing a comparison of the cost of having the work done at the present time and the cost if the work had been done at the time the bond issue was authorized.

Which was read.

Mr. Anderson also presented

No. 2710.

Department of Charities,
City of Pittsburgh, Penna.,

April 4, 1921.

Honorable Members of Council,

City of Pittsburgh, Pa.

Gentlemen:—

Your communication in reference to Bill No. 2581, entitled, "An Ordinance authorizing to advertise for bids for the construction of a Transmission Plant for the new Alternating Current System, etc."

From the time bonds were authorized on April 28, 1920, and sold during the latter part of same year, we were unable to get estimates of actual cost. We prepared plans and specifications just as soon as we were sure bonds would be sold; this required several months; therefore, I am unable to give you estimate in comparison of prices. From information on hand this work will cost the entire amount set aside in ordinance.

I referred your letter to Mr. John P. Brennan, City Architect, you will find his answer to me attached.

Yours very truly,

John J. McKelvey, Director.

Pittsburgh, Pa., North Side,

April 2, 1921.

In re: New Transmission Plant,
Mayview.

Mr. John J. McKelvey, Director,
Department of Charities,
City-County Bldg.,
Pittsburgh, Pa.

Dear Sir: Referring to the communication handed me this A. M., would state that, as far as I can ascertain, there is no difference at the present time between the cost of the construction of a new transmission plant, for the alternating current system, to replace the direct current system at the Pittsburgh City Home and Hospital, Mayview, Pa., than if the work had been done at the time the bond issue was authorized.

Very respectfully yours,

John P. Brennan,

City Architect.

Which was read.

Mr. Anderson moved

That the bill be recommitted, and the communication be referred to the Committee on Charities and Correction.

Which motion prevailed.

Mr. Dailey presented

No. 2711. Report of the Committee on Public Safety for March 31st, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2548. Resolution authorizing the issuing of a warrant in favor of the American LaFrance Fire Engine Company in the sum of \$3,740.00, for repairs to Fire Engine Reg. No. 611, for which no contract was set up in the Controller's Office, and charging the same to Code Account No. 1033, Repairs, Municipal Garage and Repair Shop.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson

Dailey

English

Garland

Oliver

Robertson

Winters

Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Dailey moved

That the City Solicitor inform this Council if there is anything in the Charter Act that gives the Mayor of the City of Pittsburgh power to fill vacancies when there is no Director, or if there is any provision for an Acting Director at the head of a Department.

Which motion prevailed.

And on motion of Mr. Garland.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, April, 11 1921

No. 18

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, April 11, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	

Absent—Messrs.

Henderson Herron (President)

Mr. Dalley moved.

That Mr. Robertson, act as President, Pro Tem., in the absence of President Herron.

Which motion prevailed.

Mr. Garland moved

That the minutes of the meetings of Council for Monday, March 28th; Friday, April 1st and Monday, April 4th, 1921, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented.

No. 2712. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the rental of two auto trucks for hauling women and children, Schenley Park; one truck for Highland Park, and one truck for Riverview Park,

from May 30th to September 15th, 1921, inclusive, and authorizing the setting aside of Eighty-seven hundred twenty (\$8720.00) dollars from Code Account No. 1777, "Miscellaneous Services," Bureau of Parks, for the payment of the cost thereof.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 2713. Resolution authorizing the issuing of a warrant in favor of David Braun in the sum of \$3,537.22, or so much of the same as may be necessary, for merchandise purchased for the Pittsburgh City Home and Hospital, and charging same to Code Account No. 1320.

Which was read and referred to the Committee on Charities and Correction.

Mr. Dalley presented

No. 2714. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to the Young Men's Hebrew Association in the sum of \$98.60 on account of making such alterations in the water fixtures in their premises at 1940 Fifth Avenue, First Ward, that the flat assessment should have been reduced for the year 1916.

Which was read and referred to the Committee on Finance.

Also

No. 2715. An Ordinance providing for the letting of a contract for furnishing one (1) automobile for the use of the Chief of the Bureau of Fire.

Also

No. 2716. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for \$1,126.38 for service rendered the Department of Public Safety, and charging same to Appropriation No. 1460.

Also

No. 2717. Communication from the City Planning Commission approving the plan of R. J. Alderdice, Director of the Department of Public Safety, relative to the improvement of the wharves for parking of automobiles.

Which were severally read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 2718. An Ordinance amending item "Chief Draftsman", in Section 1 Division of City Architect, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a Law January 2, 1920," approved by the Mayor April 4th, 1921.

- Also

No. 2719. An Ordinance providing for the appointment of one (1) additional Clerk in the Division of Accounts and permits, General Office, Department of Public Safety, and fixing the salary therefor.

Also

No. 2720. An Ordinance amending Line 11, Section 26, Department of Public Safety, Bureau of Electricity, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, A. D. 1920.

Which were severally read and referred to the Committee on Finance.

Also

No. 2721. Communication from Edward H. Demmler protesting against City Council passing legislation to prevent the Pittsburgh, Harmony, Butler & New Castle Railway Company operating its cars within the City Limits.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2722. Petition of residents of Bailey avenue, 18th Ward, asking for relief from rent profiteering.

Which was read.

Mr. Garland moved

That a copy of the petition be sent by special delivery to Hon. W. F. Stadlander, Chairman of the Municipal Affairs Committee of the House of Representatives, Harrisburg, Pa., and that the petition be referred to Committee on Finance.

Which motion prevailed.

Mr. Oliver presented

No. 2723. Resolution authorizing and directing the City Solicitor to satisfy liens filed against the property of the Malcolm Hay Estate for water rents as follows: No. 239 June Term, 1909; No. 239, September Term 1910; No. 398 April Term, 1913, and No. 603 October Term, 1913, amounting to \$34.50, including penalty, interest and advertising, and charging the costs thereon to the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Also

No. 2724. An Ordinance locating North Highland Avenue to a variable width, from Penn Avenue to Highland Park, in the 11th Ward of the

City of Pittsburgh, by revising the lines thereof and including therein North Highland Avenue, a street having a variable width so that the street as widened shall be included within the street lines as hereinafter described.

Also

No. 2725. An Ordinance establishing the grade on Bascom street, from Perrysville Avenue to the City Line.

Also

No. 2726. An Ordinance establishing the opening grades on Buente street, Damas street, Aldine way, Bushnell way and Furber way as laid out and proposed to be dedicated as legally opened highways by the heirs of Nicholas Voeghtley, deceased, in a plan of lots of their property in the 24th and 26th Wards of the City of Pittsburgh, named Revised Plan of Lots laid out for Nicholas Voeghtley Heirs.

Also

No. 2727. An Ordinance establishing the grade of Calhoun street, from Snowden street to Tyson street.

Also

No. 2728. An Ordinance establishing the grade on Gallion avenue, from Pioneer avenue to Glenarm avenue.

Also

No. 2729. An Ordinance re-establishing the grade on Gerber avenue, from Brighton Road to Shadeland Avenue.

Also

No. 2730. An Ordinance re-establishing the grade on Glenarm avenue, from Bellaire avenue to Berwin avenue.

Also

No. 2731. An Ordinance establishing the grade on Rossmore avenue, from Pioneer avenue to Glenarm avenue.

Also

No. 2732. An Ordinance establishing the grade of Snow way, from the southerly line of the Stanton Place Plan of Lots to the northerly line of H. E. Dubarry's Plan of Lots.

Also

No. 2733. An Ordinance establishing the grade of Valonia street, from Ramona street to Attica street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 2734. Petition of residents and property owners for new boardwalk on Dawn avenue, 19th Ward.

Which was read and referred to the Committee on Public Works.

Also

No. 2735. An Ordinance authorizing the purchase from William H. Perrine, George W. Ziegler, S. L. Fuller, Gaetano Conti, Herman S. Davis, H.

H. Wood and S. H. Charleton, of a water pipe line as laid by them on Andover Terrace in the Fifth Ward of the City of Pittsburgh.

Also

No. 2736. An Ordinance providing for the letting of a contract or contracts for the purchase of water meters, water meter fittings and water meter parts.

Also

No. 2737. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$9,441.57, being payment in full for labor and material furnished incident to the raising of 24" Cast Iron Water Pipe Line on East Ohio Street, from October 29th, 1920 to February 1st, 1921, and charging same to Appropriation No. 203, Water Bonds, Series "A" 1919.

Which were severally read and referred to the Committee on Filtration and Water.

The Chair (Mr. Robertson) presented.

No. 2738. Petition for the grading, paving and curbing of Vodeli street between Machinaw avenue and Wenzell avenue.

Also

No. 2739. An Ordinance authorizing and directing the grading, paving and curbing of Vodeli street, from Machinaw avenue to Wenzell avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Also

No. 2740. An Ordinance authorizing and directing the construction of a public sewer on Lookout street, Croft Street and private properties of Henrietta R. Strayer and the City of Pittsburgh, from a point about 80 feet east of Eggers street to the existing sewer on East Ohio Street at a point about 70 feet south of the City Line, with a branch sewer on Lautner street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Also

No. 2741. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$739.73 for extra work done on the reconstruction of substructure and replacement of superstructure with remodeled bridge, Shaler Street Bridge over Saw Mill Run, and charging same to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2742. Communication from J. M. Adams protesting against the Daylight Saving Ordinance.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2743. Communication from J. C. Wright asking Council's endorsement of the plan to establish an aerial mail route between Pittsburgh and Chicago.

Which was read and referred to the Committee on Finance.

Also

No. 2744. Communication from Charles F. Ball, Superintendent, Bureau of Recreation, regarding interview appearing in the Pittsburgh Leader relative to purchase of Dean property for playground purposes.

Which was read.

Mr. Winters moved

That the communication be referred to the Committee on Finance.

Which motion prevailed.

Also

No. 2745. Pittsburgh, Pa.,
April 11, 1921.

Mr. John S. Herron,

President of Council,

City of Pittsburgh.

Dear Sir:

I have refrained from taking part in the discussion over the Mayor's veto of the ordinance to purchase a playground for Bloomfield, because a false interpretation might be placed upon my attitude. However, as I have an interest in the development of Bloomfield and as the Mayor has made reflections upon that community and the property involved, I must set the whole matter before the people in its true light and give them the facts.

The Mayor sought to pose as a great public defender in his message and at the same time to place as odium upon those supporting this measure, when, as a matter of fact, everyone in Bloomfield, where the conditions are known, are well aware that the Councilmen who voted for this measure are right and that the Mayor's reason for his action were not those given in his message.

If the Mayor had been frank it would have been unnecessary for him to compose such a belabored message. He would have merely stated that the opposition to the purchase of the playground site for Bloomfield was based upon politics and that he vetoed the ordinance for political reasons.

Some of the Mayor's political associates served notice on me that if I would swear in for their candidate for Mayor and agree to support their candidates for Council, the property would be purchased.

It has come to a pretty pass when the question as to whether children shall have a place to play is put upon

the political bargain-counter. The property was offered on its merits. For that reason, I refused to make it a matter of political barter and, as a consequence, the ordinance got the axe.

I do not believe the Mayor was serious in his statement that criticism of this matter had produced a public scandal. I do not believe that the Mayor, if he gave serious thought to such statement, would agree that criticism can produce a public scandal; otherwise he would have to admit that his own administration has often been in the scandal class, as it has met with condemnation on many occasions. I shall not, therefore, treat this part of his statement seriously.

If the Mayor will give an intelligent answer to the following questions, he can overcome the general impression that he was not honest in his veto and that it was for political reasons, which, of course, he did not mention in his message:

If the property is not worth \$75,000, why did the Real Estate Board, composed of men in whom the people have as much confidence as they have in the Mayor, value it at \$75,800?

If it is unsanitary, why did the Mayor's director of health recommend its purchase?

If it is assessed for only \$16,000, whose fault is that? It has been offered for sale for \$75,000 for two years. Why did the Mayor's assessors not take advantage of this and place it at the proper valuation, and if they had they would have been sustained by the Real Estate Board?

If, as the Mayor says, dumps should not be purchased for playgrounds, why did he buy the Soho Dump as a member of Council and then by further purchase, add still more dump to this same dump since he has been Mayor?

If it is wrong to buy this property for \$75,000 because it is assessed for only \$16,000, why was it right for him to buy the Soho Dump for \$80,750.00 when it was assessed for only \$22,000?

If it is such an unfit and unsafe place for children, why was it endorsed by 1000 citizens, by teachers, preachers and doctors of Bloomfield, and by the ex-service men of that locality? Surely, they have as much interest in the children of Bloomfield as the Mayor and would not support anything that was not for the interest of the children of that community.

If this property is so unfit, as the Mayor said, why is he not able to show where just one organization in the community protested against its purchase? As a matter of fact, every organization he refers to is outside the district interested and does not know the conditions as the home folks know them.

If the Mayor pays so much attention to the protests of civic organizations in the purchase of playgrounds, why does he ignore them when he wants to raid the Civil Service, rip out the non-par-

tisan ballot, and generally debauch the administration of City Affairs?

Yours very truly,

JOHN J. DEAN.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and printed in full in the record.

Mr. English arose and said:

Mr. President, I object to that letter being printed in full in the record, because if it is I will tell some things that were asked of me a year ago.

Mr. Winters arose and said:

Mr. President, I don't object to putting anything in the record that is tangible or decent, or that has anything to do with Council. That is a screed that ought to be buried with the dead cats in the Dean dump. If the other members desire this to be printed in the record, I object to it. Perhaps all has not been told yet about the Dean property and some people might not want it told, and I warn those people in provoking this controversy for malicious and political purposes that it might bring the house down on their heads.

And the question recurring on the motion of Mr. Dailey, that the communication be received and filed, and printed in full in the record, Mr. Garland demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and were:

Ayes—Messrs.

Dailey Oliver
Garland Robertson (Pres., Pro tem)

Noes—Messrs.

Anderson Winters
English

Ayes—4.

Noes—3.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Winters arose and said:

Mr. President, I move that the Clerk of Council be instructed to secure from the Superintendent of the Bureau of Recreation a copy of the letter the Pittsburgh Leader sent him as an answer to the communication he sent the Leader.

Which motion prevailed.

Also

No. 2746. Communication from the American Association of Engineers approving the action of the Mayor in selecting and the City Council in approving the appointment of Norman F. Brown as Director of the Department of Public Works.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Mr. English presented

No. 2747. Resolution authorizing the issuing of a warrant in favor of the Prosser Construction Company for \$285.75, for the removal of 57.15 tons of garbage from former Chartiers Township during the month of January and February 1921, and charging same to Code Account 1261, Bureau of Sanitation, Department of Public Health.

Also

No. 2748. Report of the Department of Public Health showing the amount of garbage and rubbish removed during the month of March 1920 and the month of March 1921.

Also

No. 2749. Communication from E. B. Brenner asking for a hearing

relative to abatement of nuisance caused by unsanitary conditions of stables on Prospect street, 19th Ward, owned by Jacob Minsinger.

Also

No. 2750. Communication from Jacob Minsinger asking for a hearing relative to the charge made by E. B. Brenner that the property used as stables is unsanitary.

Also

Which were severally read and referred to the Committee on Health and Sanitation.

And on motion of Mr. Winters,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, April, 18 1921

No. 19

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, April 18th, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
Fish	Winters
Garland	

Absent—Messrs.

Henderson Herron (President)
In the absence of President Herron,
Mr. Garland moved

That Mr. Robertson act as
President, Pro tem.

Which motion prevailed.

Mr. Dailey moved.

That the minutes of the meet-
ing of Council for Monday April 11th,
1921, be approved.

PRESENTATIONS.

Mr. Anderson presented.

No. 2751. An Ordinance authorizing and directing partial payments to be made to James H. McQuaide & Sons Co., for work done on the contract for grading, regrading, paving, repaving and otherwise improving to the re-established lines and the re-established grades of Ferry street from Liberty Avenue to Water street.

Which was read and referred to the Committee on Finance.

Also

No. 2752. An Ordinance authorizing and directing the Herron Hill Honor Roll Association, the use of space in the Herron Hill Park, for the erection of a Memorial Tablet in honor of the men and women who served in the World War.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Dailey presented

No. 2753. Resolution authorizing the issuing of a warrant in favor of William Bennett, Chief of the Bureau of Fire, for the sum of \$424.50 covering amounts paid by the various employes of the Bureau of Fire for Paid Drivers' Licenses from the State Highway Department of Pennsylvania during the years of 1920 and 1921, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2754. An Ordinance providing for the appointment of four (4) telephone operators and eight (8) additional patrolmen in the Bureau of Police Department of Public Safety, and fixing the salaries therefor.

Which were read and referred to the Committee on Finance.

Also

No. 2755. An Ordinance further supplementing an ordinance entitled, "An Ordinance creating the Firemen's Disability Board, defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled or injured employes of the Bureaus of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund," approved the 5th day of January, A. D. 1903, and recorded in O. B., Volume 15, page 70, and the several supplements and amendments thereto, providing that the beneficiaries of the Firemen's Disability Fund, created by said ordinance of January 5th, 1903, and the several supplements and amendments thereto, may designate the person or persons to whom

death benefits are to be paid in accordance with the provisions of said ordinances.

Also

No. 2756. An Ordinance providing for the letting of a contract for the furnishing of one (1) automobile patrol for the Bureau of Police.

Which were read and referred to the Committee on Public Safety.

Mr. English presented

No. 2757. An Ordinance amending Section 53, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, so as to provide a Chauffeur in the Bureau of Engineering.

Also

No. 2758. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 43, Finance Fund, to Code Account No. 1224, Supplies, Department of Public Health, Division of Bacteriology.

Which were read and referred to the Committee on Finance.

Also

No. 2759.

WHEREAS, The City of Pittsburgh cannot get any relief or satisfaction from the owners of the Pittsburgh Railways Company in the matter of claims for repaving, street cleaning, bridge tolls, etc., and

WHEREAS, The City of Pittsburgh, the Pittsburgh Railways Company, the Public Service Commission and the Courts are all created, established and operate by virtue of charters and powers granted by the Legislature of the State of Pennsylvania;

Therefore, in the interest of people living in Pittsburgh and vicinity, the Council of the City of Pittsburgh hereby directs a petition to the Governor, Hon. W. C. Sproul, and the Senate and House of Representatives of the State of Pennsylvania, asking the sovereign power of the State of Pennsylvania to take immediate and effective action to bring relief to the people of Pittsburgh in the matters now in controversy with the Pittsburgh Railways Company and its constituent companies.

Also

No. 2760. Petition of citizens and taxpayers of that part of the Twentieth Ward formerly known as Elliott Borough asking Council to request the Receivers of the Pittsburgh Railways Company to have the night car run both ways through Elliott.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Garland presented

No. 2761. An Ordinance authorizing the construction of a Public Comfort Station on land belonging to the City of Pittsburgh in the rear of No. 4 Police Station near the corner of Forbes and Boquet streets, and authorizing the Mayor and the Director of the Department of Public Works to advertise for and award a contract for the construction thereof, and providing for the payment of the costs thereof.

Also

No. 2762. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the reconstruction of the Center Avenue Bridge over the Pennsylvania Railroad at Shadyside Station, and authorizing the setting aside of \$100,000.00 from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, for the payment of costs thereof.

Also

No. 2763. Resolution authorizing the issuing of a warrant in favor of Samuel S. Lyons for the sum of \$43.25 for repairing water service line to his property at 6525 Shetland Avenue, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2764. Resolution authorizing and directing the City Controller to transfer the sum of \$1,396.75 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and to credit same as an additional sum for the payment of the final estimate of Contract No. 5376, Mayor's Office File, for the construction of a sewer in Schenley Park, from Forbes Street to a point 350 feet south of Sennott street, and authorizing and directing the Mayor to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost of the final estimate for said contract.

Also

No. 2765. Resolution transferring \$6,779.26 remaining in the fund set aside in Ordinance No. 329, approved July 8th, 1920, for the furnishing and erection of apparatus in various playgrounds of the City of Pittsburgh to Code Account No. 201, General Fund, Bureau of Recreation, for the purpose of paying labor and furnishing materials, etc., for the erection of playground apparatus.

Also

No. 2766. Resolution authorizing the issuing of a warrant in favor of Julia C. McClung for \$400.00 for property taken in the improvement of Com-

et way, and also a warrant in favor of Herbert A. Reed for \$1500.00 for the same reason, upon their delivering to the City a deed for all their right, title, interest, claim and demand in the property taken for said improvement, and upon their signing and executing a release of all damages caused thereby, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2767. Resolution authorizing and directing the City Controller to transfer the sum of \$50,000.00 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 42, Contingent Fund.

Also

No. 2768. Resolution authorizing and directing the Collector of Delinquent Taxes to accept from Mrs. Anna M. Miller the sum of \$500.00 in full payment and satisfaction of the city taxes and water rents assessed against her property situate on Island Avenue, 21st Ward, for the year 1912 and the years 1914 to 1919, inclusive, and to enter satisfaction of record on the following delinquent tax liens:—
D. T. D. No. 1384, July Term, 1914;
D. T. D. No. 2887, April Term 1917;
D. T. D. No. 132, January Term, 1919;
D. T. D. No. 2878, January Term, 1920, and D. T. D. No. 2618, January Term, 1921.

Also

No. 2769. Petition of Stoner, Thaw & Company, Limited, asking to be paid \$1,000.00 for damages to their property by reason of the widening of Carson Street West from a point 1221 feet west from the south approach to the Point Bridge to South Main street.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 2770. Resolution authorizing and directing the Controller to transfer the sum of \$1,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guard of Pennsylvania.

Which was read and referred to the Committee on Finance.

Also

No. 2771. Petition for the vacation of Zodiac way, 12th Ward, from Hamilton Avenue to Railroad Street.

Also

No. 2772. An Ordinance vacating Zodiac way, in the 12th Ward of the City of Pittsburgh, from Hamilton Avenue to Railroad Street, as laid out in A. J. Woolslayer's Plan of Lots and recorded in the Recorder's Office of Allegheny County in Plan Book Volume 3, Page 113.

Also

No. 2773. An Ordinance re-establishing the grade of Smithfield Street, from Water Street to Diamond Street.

Also

No. 2774. An Ordinance re-establishing the grade of First Avenue, from Liberty Avenue to Market Street.

Also

No. 2775. An Ordinance re-establishing the grade of Third Avenue, from Liberty Avenue to Market Street.

Also

No. 2776. An Ordinance re-establishing the grade of Fourth Avenue, from Liberty Avenue to Market Street.

Also

No. 2777. An Ordinance establishing the grade on Boundary Street, from Saline Street to Four Mile Run Road.

Also

No. 2778. An Ordinance establishing the grade of Brice way, from Montooth Street to Blanco way.

Also

No. 2779. An Ordinance establishing the grade of Curtin way, from Michigan Street to Chalfont Street.

Also

No. 2780. An Ordinance establishing the grade of Lowe street, from Wabash street to Woodville Avenue.

Also

No. 2781. An Ordinance re-establishing the grade of Mohler street, from the first angle south of Claire street to Willing street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 2782. Resolution authorizing and directing the Mayor to execute and deliver a deed to Frank Zablotsky for property located at the corner of Brownsville Avenue and Hartford Street, 17th Ward, for the sum of \$150.00.

Also

No. 2783. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Mary Steinberg for the sum of \$34.01 being 50 per cent. of the metered water rate over the former flat rate on property at No. 45 Overhill street, Third Ward.

Which were read and referred to the Committee on Finance.

Also

No. 2784. Resolution authorizing the issuing of a warrant in favor of J. N. Chester Engineers for the sum of \$4,653.02 for work performed on rate study, consultation and court appearance on water rate case for the Department of Public Works, Bureau of Water, and charging same to Appropriation No. 1737, "Miscellaneous Services," Department of Public Works, Bureau of Water.

Which was read and referred to the Committee on Filtration and Water.

The Chair (Mr. Robertson) for Mr. Herron presented.

No. 2785. Communication from the Oakland Board of Trade asking for the repeal of the Daylight Saving Ordinance.

Also

No. 2786. Communication from Local Federation No. 10, Craftsmen, Baltimore & Ohio Railroad System, protesting against the Daylight Saving Ordinance.

Also

No. 2787. Communication from E. E. Dick endorsing the Daylight Saving Ordinance.

Which were read.

Mr. Dalley moved

That the communications be received and filed.

Which motion prevailed.

Also

No. 2788. An Ordinance authorizing and directing the grading and paving of Clark way, from Miller street to Overhill street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2789. Communication from the Soho Board of Trade asking that Mohawk street, 4th Ward, be improved.

Also

No. 2790. Communication from the Department of City Planning registering its protest against the repeal of the ordinance widening Carson Street East between Smithfield street and South First Street.

Also

No. 2791. Resolution adopted by the Soho Board of Trade asking that the Soho Playgrounds on Moultrie street be cleaned of all rubbish and that no further dumping be allowed.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2792. Communication from Pennsylvania Auxiliary No. 1, 80th Division, Veterans Association, expressing its appreciation for the appropriation of \$12,500.00 to assist in defraying expenses of the re-union of the 80th Division to be held in Pittsburgh.

Which was read.

Mr. Dalley moved

That the communication be received and filed, and a copy be sent to each member.

Which motion prevailed.

Also

No. 2793. Communication from Dr. H. Feigenbaum explaining that he

was not in favor of the removal of the shelter house at 34th and Butler streets on which site there will be erected a soldiers' memorial.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2794. Resolution adopted at a meeting of residents of the Sixth Ward protesting against the removal of the Shelter House at 34th and Butler Streets.

Which was read.

Mr. Robertson moved

That the resolution be received and filed.

Which motion prevailed.

Also

No. 2795. Communication from Edward C. Kurtz, Adjutant, Gene-Mager Post No. 278, Veteran of Foreign Wars, relative to the purchase of the Dean property for playground purposes.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 2796. Communication from Ex-service men of the Bloomfield District relative to the purchase of the Dean property for playgrounds.

Which was read.

Mr. Winters moved

That the communication be received and filed.

Which motion prevailed.

The Chair, Pro Tem (Mr. Robertson) presented.

No. 2797. An Ordinance authorizing and directing the grading, to a width of 34 feet, paving and curbing of Morrison street, from "B" Street to St Mark's Place, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2798. Resolution authorizing the issuing of a warrant in favor of Frank and Felix Diulus for \$270.00, in payment of extra work done on the contract for the construction of a 30-inch sewer in Schenley Park, from a point on Forbes street about 275 feet west of Bellefield Avenue to a point about 350 feet south of Sennott street, and charging same to Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, Item Contract No. 5376, Mayor's Office File.

Also

No. 2799. Communication from Hon. E. V. Babcock, Mayor, transmitting copy of letter from Oscar T. Tay-

lor, Solicitor for Allegheny County, and an agreement relative to the construction of the Sixteenth Street Bridge.

Which were severally read and referred to the Committee on Public Works.

At this time, President **Herron** appeared and took a seat among the members.

The **Chair** (Mr. **Robertson** also presented

No. 2800.

City of Pittsburgh, Penna.,

April 11, 1921.

TO THE HONORABLE, THE PRESIDENT AND MEMBERS OF COUNCIL OF THE CITY OF PITTSBURGH.

Gentlemen:—

I return herewith Bill No. 2551, An Ordinance authorizing the Mayor and the Director of the Dep't of Public Health to enter into certain contracts for the removal of garbage and rubbish, without my approval.

I never could reconcile myself to the fact that the tentative understanding entered into between Council and the garbage and rubbish contractors, agreeing to increase the price of garbage from \$4.60 per ton in 1920 to \$8.22 per ton in 1921, an increase of 78%, and agreeing to increase the price of rubbish from \$6.50 per ton in 1920 to \$9.30 per ton for 1921, an increase of 43%, was right and fair to the City of Pittsburgh. I know of no other single instance where such tremendous increase of prices over war-time prices has been demanded.

As I understand the agreement, it will be difficult to work out and difficult for the City to keep a record of. I am suspicious that the City will get the worst of the deal in the long run.

The Director of the Department estimated 85,000 tons of garbage and 85,000 tons of rubbish for the year 1921. If this estimate is reasonably right, a serious deficit will occur.

The attached figures, showing the removal of garbage and rubbish for 1920 and for the first three months of 1921, tend to confirm the Director's estimate of 85,000 tons of each and prove an apparent deficit for the year.

With these facts, figures and circumstances before me, I cannot approve the ordinance.

Very respectfully yours,

E. V. BABCOCK, Mayor.

STATEMENT OF GARBAGE AND RUBBISH COLLECTIONS FOR 1920 AND FIRST THREE MONTHS OF 1921.

1920	GARBAGE	RUBBISH
January	5,249,985	4,658,480
February	5,338,005	4,332,955
March	6,708,605	7,699,190
April	6,026,020	7,004,960
May	5,896,565	8,138,065
June	6,747,855	8,323,840
July	7,314,015	7,523,992

August	8,125,550	6,881,692
September	8,596,465	6,971,525
October	7,825,580	7,031,962
November	6,788,220	6,667,620
December	7,178,190	6,905,490

TOTAL	81,795,055	82,139,771
	tons	tons
1921	GARBAGE	RUBBISH
January	6,663,900	6,083,785
February	6,282,180	5,076,745
March	7,562,670	6,947,785

TOTAL	20,508,750	18,108,315
	tons	tons

Which was read, and on motion of Mr. **Dailey**, a copy to be furnished each member.

Also

Bill No. 2551. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into contracts with the American Reduction Company and W. & H. Walker, Inc., Allegheny Garbage Company Department, for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for the year commencing January 1, 1921, and ending December 31, 1921."

In Council, April 4, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. **Dailey** moved

That further action on the bill be postponed for one week.

Mr. **English** arose and said:

Mr. President, I am afraid that the City may lose the benefits of these contracts if action in making this ordinance a law is postponed for another week. I am ready to vote now.

There is grave danger that the contractors might withdraw their offers if Council does not show good faith and pass the ordinance today, notwithstanding the objections of the Mayor. That is a serious question for Council to consider and I believe action should not be postponed any longer.

Mr. **Garland** arose and said:

Mr. President, I don't believe the contractors would withdraw their offer. If we would act on the Mayor's veto today and his objections to the bill were sustained, then the contractors would have some reason for withdrawing their offer. Under the circumstances, I don't believe a week's delay will hurt.

Mr. **Winters** arose and said:

Mr. President, what is to be gained by a week's delay? We have already delayed this matter too long. Council has made a contract which was unanimously agreed to by all the members of Council. It is a question whether Council is going to agree with the Mayor and rescind their action as a body when this contract was made.

There is nothing to be gained by reading this letter again a week hence. Everybody knows that the ordinance pertaining to the collection and disposal of rubbish and garbage is vetoed. I don't know whether this is the best contract that could or ought to be made, but I believe it ought to be given a year's trial.

The City is helpless in this matter and the City is compelled to pay whatever price the contractors fix for this service because they are the only parties who bid for this work. It makes little difference in the present situation as to what Council feels about the matter, as the City is compelled to take the bid of these contractors.

Last year the contract was held up until the middle of the year and then the contract was signed at an advanced price. This year the City is four months late in entering into a contract for this service. That to my mind is bad business method.

Mr. Garland arose and said:

Mr. President, one advantage that will be gained by holding it over is this. We cannot lose the contract. It is my opinion that every member will have read the Mayor's veto message and will have a week from now to further consider the matter, and in that time he can inform himself as to what price per ton the contractors will accept without the fundamentals provided in the ordinance.

If the American Reduction Company and the Allegheny Garbage Company will render this service for \$7.00 a ton, I believe they will come before us and say they will do the work for that price without prejudice to the present contract. We would have the option of entering into a new deal with them.

The present price as stipulated in the ordinance is their proposition and I don't believe they would withdraw their price for a higher figure.

My personal view in the proposal to hold it over for a week is to talk the matter over with the contractors, to ascertain whether they will not make a lower price for this service.

Mr. English arose and said:

Suppose, on the other hand, the company raises the price.

Mr. Garland arose and said:

I don't think they will, because we have not rejected their proposition as stipulated in the ordinance now before us.

Mr. English arose and said:

Mr. President, let me get back to fundamentals. We, as Councilmen made a bargain with these contractors. We argued, talked and figured with them and they have given us maximum figures of \$8.22 per ton for garbage and \$9.30 a ton of rubbish, which figures include \$1.50 per ton profit. This proposition was approved by the members of Council in committee, and the Mayor has seen fit to disapprove what we had done in his presence. In my opinion

we are bound to go through with this proposition for at least one year and if we don't set up the calculating machinery to get the facts as to actual cost we will lose this proposition. I have been fighting for five years to get a proposition of this kind and I think we are on the right basis that we guarantee the contractors a fair profit and the city is given the right to check the costs. The element of speculation will be eliminated from this public necessity. It is the right principle in administering public business. The only uncertainty is whether the \$1.50 profit is correct or not. One year's experience with the City Controller checking the contractors' costs will give the city an inside to this important matter.

Suppose you do get information during the week and get a reduction in price, the reduction would naturally come under this contract. It is stipulated that we will pay the cost of the collection and removal of garbage and rubbish plus \$1.50 profit. Any reduction from the maximum figures of \$8.22 per ton for Garbage and \$9.30 per ton for Rubbish will come naturally under this ordinance because it will be the duty of the Controller to certify to the costs.

There may be a legal question involved if the contractor withdraws his offer to do this service at the terms arranged during the Budget Session of the Finance Committee last December. We cannot hope or expect any business man to keep such an offer open indefinitely. What will happen if the contractors withdraw from the arrangement? We have no contract at all and we have no legal binding offer of any kind. We cannot afford to repudiate our word regardless of the position now taken by the Mayor. The Council should keep its word as sacred and should not hide behind the Mayor in this matter.

I am always in favor of giving any members of Council an opportunity to obtain information on any subject before Council, but in this instance I think we have gone about as far as we can. If this matter is delayed and there is a strike or disturbance of some kind and the men refuse to lift the stuff, where would the city be? We have agreed to their figure of \$1.50 profit per ton and the final price per ton to be paid the contractors will be based on what figures the City Controller certifies as being correct.

Another proposition we should keep in mind is this: If we don't do something toward solving this question we will be confronted with a resolution asking payment for this service at their bid price for March. The cost for January and February is over \$200,000.00 and these are supposed to be the lowest for the year. At the rate of \$100,000.00 per month the appropriation of \$200,000.00 will be exhausted by October 1st. We will then have a political disturbance as to who is responsible for

the deficit. I do not intend to be caught in any such position. Those who set up the appropriation and those who by delay may upset this contract will have to assume the responsibility.

Mr. Oliver arose and said:

Mr. President, I agree with Mr. English. As far as we know the members of Council think this proposition that we have with the garbage and rubbish people is the best that we could make. We were satisfied of that at the time the agreement was entered into.

However, I believe we ought to postpone action at this time because at the time we arrived at this understanding with the representatives of the American Reduction Company and the Allegheny Garbage Company the Mayor was present and he acquiesced in the arrangement, at least he did not object.

At a later date you will recall we had the same question up and the Mayor was present and he again acquiesced.

It appears now that he has changed his mind, presumably, because after making some investigations he is satisfied that a better arrangement can be made; and if a better arrangement can be made, I think it would be foolish to go along without securing the information about this better arrangement which we did not have at the time the original agreement was made.

I think action on this ordinance should be postponed for one week and a copy of the Mayor's message be furnished each member and between now and next Monday Council secure from the Mayor the information which he has obtained; and if we believe with him that a better arrangement can be made we don't need to pass the ordinance.

I don't see why the American Reduction Company or the Allegheny Garbage Company should desire to withdraw from their agreement a week from now any more than they do today. This is their own proposition and for that reason I don't think there is much danger of their withdrawing from the agreement.

Before final action is taken, I believe we should secure from the Mayor the information on which he has based his veto.

And the question recurring, "Shall further action on the bill be postponed for one week?"

Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.
Anderson Herron
Bailey Oliver
Garland

Robertson (President pro tem.)

Noes—Messrs.

English Winters

Ayes—8.

Noes—2.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Winters moved

That the Chair arrange for a conference with the Mayor on this veto for Wednesday, April 20, 1921, at 10:30 o'clock, a. m.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2801. Report of the Committee on Finance for April 12th, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2554. An Ordinance entitled, "An Ordinance amending line 6, Section 8, Mayor's Office, Municipal Garage and Repair Shop, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.
Anderson Herron
Bailey Oliver
English Winters
Garland
Robertson (President pro tem.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2701. An Ordinance entitled, "An Ordinance amending line 5, Section 30, Department of Public Health, General Office, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Dalley	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill Oo. 2718. An Ordinance entitled, "An Ordinance amending item 'Chief Draftsman,' Division of City Architect, in Section 1, of an ordinance entitled 'An Ordinance amending Section 9, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law anuary 2, 1920," approved by the Mayor April 4th, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Dalley	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2719. An Ordinance entitled, "An Ordinance providing for the appointment of one (1) additional Clerk

in the Division of Accounts and Permits, General Office, Department of Public Safety, and fixing the salary therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Dalley	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2676. Resolution authorizing the issuing of a warrant in favor of the Eureka Printing Company for the sum of \$175.50, being payment for 29¼ hours at \$6.00 per hour for setting up meeting and furnishing proofs for No. 1 meeting of Council for the year 1921, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dalley	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2665. Resolution authorizing the issuing of warrants in favor of the following named District Commissioners of the Bureau of Police for monies expended by them in

curling evidence against disorderly houses and illegal selling of liquor, and charging the various amounts to Code Account No. 42, Contingent Fund, to wit:—

Charles Johnston	\$52.45
Shriver Stewart	\$13.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	

Robertson (President pro tem.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2677. Resolution authorizing the issuing of a warrant in favor of Miss Teresa Nudo (Student) in the sum of Sixty (\$60.00) dollars, for one month's services as typewriter in the Department of Supplies, same to be chargeable to and payable from code account No. 1128-B.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	

Robertson (President pro tem.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2668. Resolution authorizing the issuing of a warrant in favor of the South Pittsburgh Water Company for \$70.00, in payment of bills due said company for work connected with the closing off and restoring service to delinquent users of waters, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	

Robertson (President pro tem.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2675. Resolution authorizing the issuing of a warrant in favor of Rising & Radcliffe in the sum of \$448.00, or so much of the same as may be necessary, for the printing of 5,000 fire zone pamphlets for the Building Code Committee, the same to be chargeable to and payable from code account No. 1009.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	

Robertson (President pro tem.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2674. Resolution authorizing the issuing of a warrant in favor of James L. Stuart in the sum of \$34.88, returning money paid into the City Treasury as refund on contract for the City-County Building with the W. S. Tyler Company, which refund was made in error, and charging the same to Appropriation No. 156, City Hall Bond Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2673. Resolution authorizing the issuing of a warrant in favor of George C. White Company for the sum of \$6,578.50, in payment for extra work on contract for the reconstruction of a retaining wall on Henderson street, near Sandusky street, and charging same to Code Account 1589-G, Retaining Wall, Division of Streets, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2626. Resolution authorizing the issuing of a warrant in favor of Mrs. L. Fulton in the sum of \$300.00, in full settlement of all claims for damages on account of injuries received by falling on city steps leading from Baker to Butler street, and charging the same to Code Account No. 42, Contingent Fund.

In Finance Committee, April 13, 1921, Read and amended by striking out "\$300.00" and by inserting in lieu thereof "\$200.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in

committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2670. Resolution authorizing the City Treasurer to enter satisfaction of record of the mortgage given by Harry A. Friday to the City of Pittsburgh, dated April 1, 1920, in the sum of \$60,000.00, and recorded in Mortgage Book, vol. 1899, page 471, upon receipt by said City Treasurer of the sum of \$60,000.000, with interest thereon as provided for in said mortgage.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2682. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Morris Scholnick in the sum of \$51.11, being 50% of the excess of the meter rate over the former flat rate for water supplied at No. 2008 Webster avenue.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—N.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2714. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to the Young Men's Hebrew Association of Pittsburgh, Pa., in the sum of \$98.60, on account of charge for water on premises at 1940 Fifth avenue, for the year 1916.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—N.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2672. Resolution authorizing and directing the City Controller to transfer the sum of \$7969.00 from the balance remaining in the General Fund of Code Account 1589-G, Retaining Wall, Division of Streets, and credit same for the purpose of paying the final estimate for the reconstruction of retaining wall on the southerly side of Henderson street, near Sandusky street, Contract No. 1000, Controller's Office File.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—N.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2669. Resolution setting aside the sum of \$2500.00, or so much thereof as may be necessary, in appropriation No. 42, Contingent Fund, for the use of the Department of City Planning in defraying the necessary expenses of the National Conference of City Planning, to be held in Pittsburgh on May 9th, 10th and 11th, to be paid on vouchers to be approved by the City Controller, and repealing Resolution No. 77, Series 1921, appropriating a like amount for the same purpose.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—N.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1646. Resolution authorizing and directing the Mayor to execute and deliver a deed to Elizabeth Schultis for the sum of \$100.00, for lot No. 12 on Marcus way, 17th Ward.

In Finance Committee, April 13th, 1921, Read and amended by striking out "\$100.00" and by inserting in lieu thereof "\$125.00," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Herron
Bailey Oliver
English Winters
Garland
Robertson (President pro tem.)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution was passed finally.

Also

No. 2744.

Copy of correspondence of Charles F. Ball and the Pittsburgh Leader in relation to the purchase of the Dean Playground property.

DEPARTMENT OF PUBLIC WORKS
BUREAU OF RECREATION

Pittsburgh, Pa.,

April 2nd, 1921.

Mr. John S. Herron,
Council Chamber,
Pittsburgh, Pa.

Dear Mr. Herron:

I attach hereto copy of a letter I have written to the Pittsburgh Leader in relation to their tirade about the Bloomfield Dump property in their issue of March 31st. I wish to inform you that no word against our Council was ever even considered by myself, and especially in such violent language as that contained in the Leader. My letter to the Leader will explain just what happened.

Respectfully yours,

Charles F. Ball
Superintendent.

Pittsburgh,

April 1st, 1921.

Pittsburgh Leader,
Pittsburgh, Pa.
Gentlemen:

In your issue of Thursday evening, March 31st, there is an article headed "Dean Dump is condemned by Superintendent Ball". In the first few paragraphs I am made to speak, according to your quotation marks, of six Councilmen who voted for the purchase of this property for playground purposes, when, as a matter of fact, I have never yet made it a practice to speak disparagingly of Council or other City Officials. I deny having even intimated such a thing as the quotation would imply.

Later in the article the language and implications used, and some of the reasons given, are simply absurd: I object to having them credited to me.

Some one from your office called me on Wednesday, March 30th, and asked me if I approved the interview on the purchase of this property. To

him I simply stated that I had no conversation with any one from the Pittsburgh Leader; that I would not be responsible for anything quoted as coming from me. Sometime later, a small, fresh, very young man came into my office and said he represented the Leader. The only thing discussed by me were the price of the property and the difficulty of the children getting a safe entrance to it.

I ask you to make retraction, because your article, wherein it is supposed to quote me, has said some things I cannot let go without protest and emphatic denial.

Very truly yours,

Charles F. Ball

Superintendent.

City of Pittsburgh, Penna.,

April 12th, 1921.

Mr. E. J. Martin, City Clerk,

Pittsburgh, Pa.

Dear Sir:

I attach hereto copy of a letter written to me by H. B. Laufman on a letterhead of the Pittsburgh Leader, in reply to the first letter I wrote them objecting to their quotation. You will also find a copy of an answer which I sent to Mr. Laufman.

Very truly yours,

CHARLES F. BALL,

Superintendent.

(COPY)

April 5th, 1921.

Mr. Charles F. Ball,

Pittsburgh, Penna.

Dear Sir:—

I have before me your letter in regard to the Leader's publication of statements made by you.

Mr. A. J. Brent is the reporter who interviewed you and he tells me that he did not deviate from the truth in quoting you. I have never had any reason to question this man's integrity or honesty; his news reports and interviews are almost photographic in their accuracy; no complaint except yours has ever been filed against him since he has been connected with this paper—consequently I do not hesitate to accept the word of Mr. Brent.

Your statement that Mr. Brent is a "small, fresh, very young man" is entirely uncalled for and very unkind. He has always been very courteous and polite—diffident rather than forward—gentle rather than rude. Therefore, I do not hesitate to accept his actions in my presence, and his reputation as evidence of his conduct in defense of your accusations.

It may, or it may not, interest you to know that I do not consider your letter to the Leader the act of a "big" man. It savors of "smallness" and it is an apparent effort to discredit with his employer a reporter whose livelihood is dependent upon his efforts.

Perhaps if you are ever compelled to work for your living, you will understand the meaning of the word courtesy and give, at least minimum consideration to the welfare of others.

I suggest that you show this letter to the politician who probably expected to share in a bit of "graft" through the proposed "Dump" purchase—and who ordered you to write to the Leader when he saw a few dirty dollars taking wings.

You may judge from the above that I will make no retraction.

Very sincerely yours,

(Signed) H. B. Laufman.

April 7th, 1921.

(COPY)

Mr. H. B. Laufman,
The Pittsburgh Leader,
Pittsburgh, Pa.

Dear Sir:

Perhaps I should not stoop to answer your screed of April 5th, but I want to say that "your reporter did not correctly quote me" and I was not ordered, as the last paragraph of your tirade directed, to withdraw anything that was said. I had consistently been opposed to the purchase of this property as being unfit for playground purposes for more than a year, and because I dares to call your attention to the mistakes of a reporter I am subject to insult in your reply.

And you talk about *courtesy* in your letter.

Very truly yours,

CHARLES F. BALL,

Superintendent.

In Finance Committee, April 13, 1921, read and ordered returned to council to be made part of the record.

Which was read, received and filed, and ordered printed in full in the record.

Mr. Herron (for Mr. Robertson) presented

No. 2802. Report of the Committee on Public Works for April 12, 1921, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2661. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the alterations to the heating and ventilating systems in the Penn Avenue and Butler Street Public Comfort Station."

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
English	Oliver
Garland	Winters
Robertson (President pro tem)	

Noes—Mr.

Dailey

Ayes 7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2523. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of Two hundred sixty-five (\$265,000.00) dollars from the proceeds of 'Street Improvement Bonds, Series A, 1919,' Bond Appropriation No. 194-B, for the payment of the costs thereof."

In Public Works Committee, April 12th, 1921, Read and amended in Sections 1 and 2 as shown in red, and the title by striking out the words "Two hundred sixty-five thousand (\$265,000.00) dollars," and by inserting in lieu thereof the words "Two hundred fifty-seven thousand (\$257,000.00) dollars," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Herron moved.

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.
Anderson Herron
Dailey Oliver
English Winters
Garland
Robertson (President pro tem.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron also presented.

No. 2803. Report of the Committee on Public Works for April 13, 1921, transmitting two ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2667. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Alhambra way, from North Millvale avenue to North Mathilda street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Herron
Dailey Oliver
English Winters
Garland
Robertson (President pro tem.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2740. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Lookout street, Croft street and private properties of Henrietta R. Strayer and the City of Pittsburgh, from a point about 80 feet east of Eggers street to the existing sewer on East Ohio street at a point about 70 feet south of the City Line, with a branch sewer on Lautner street, and, providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Herron
Dailey Oliver
English Winters
Garland
Robertson (President pro tem.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2681. Resolution authorizing the issuing of a warrant in favor of E. M. Hill in the sum of \$854.96, or so much of the same as may be necessary, for lumber furnished to the Bureau of Highways & Sewers Boardwalk & Steps Division, same to be chargeable to and payable from Code Account No. 1641.

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Herron
Dailey Oliver
English Winters
Garland
Robertson (President pro tem.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 2804. Report of the Committee on Public Service and Surveys for April 13, 1921, transmitting Sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2573. An Ordinance entitled, "An Ordinance fixing the width

and position of the roadway and sidewalks, providing for sloping and parking and establishing the grade of McCabe street from Stanton avenue to a property line 393.03 feet southwardly thereof, cm."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2574. An Ordinance entitled, "An Ordinance establishing the opening grades on Woodbine street, Arcade way and Coleridge street as laid out and proposed to be dedicated as legally opened highways by Marko Bubanovitch et al., in a Plan of Lots of their property in the Tenth ward of the City of Pittsburgh named "Trio Plan of lots."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2725. An Ordinance entitled, "An Ordinance establishing the grade on Bascom street, from Perrysville avenue to the City Line."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2726. An Ordinance entitled, "An Ordinance establishing the opening grades on Buente street, Damas street Aldine way, Bushnell way and Furber way, as laid out and proposed to be dedicated as legally opened highways by the heirs of Nicholas Voegtley, deceased, in a plan of lots of their property in the 24th and 26th Wards of the City of Pittsburgh, named REVISED PLAN OF LOTS LAID OUT FOR NICHOLAS VOEGTLEY HEIRS."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2729. An Ordinance entitled, "An Ordinance re-establishing the grades on Gerber avenue, from Brighton road to Shadeland avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson	(President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2732. An Ordinance entitled, "An Ordinance establishing the grade on Snow way, from the southerly line of the Stanton Place Plan of Lots to the northerly line of H. E. Dubarry's Plan of Lots."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson	(President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Herron (for Mr. Winters) presented

No. 2805. Report of the Committee on Filtration and Water for April 13th, 1921, transmitting two ordi-

nances and three resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2735. An Ordinance entitled, "An Ordinance authorizing the purchase from William H. Perrine, George W. Ziegler, S. L. Fuller, Gaetano Conti, Herman S. Davis, H. H. Wood and S. H. Charleton, of a water pipe line as laid by them on Andover Terrace, in the Fifth ward of the City of Pittsburgh."

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson	(President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2736. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the purchase of water meters, water meter fittings and water meter parts."

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson	(President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2683. Resolution authorizing the issuing of a warrant in favor of the H. W. Clark Company in the sum of \$557.00, for meter box frames and covers for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2684. Resolution authorizing the issuing of a warrant in favor of Wholesale Coal Company in the sum of \$69,600.00, or so much of the same as may be necessary, in payment for 400 cars of coal at \$3.48 per ton, to be shipped to the Pumping Stations, same to be chargeable to and payable from code account No. 1755.

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2737. Resolution authorizing the issuing of a warrant in favor of Thomas Crozin Company for the sum of \$9,441.57, and charging the same to Appropriation No. 203, Water Bonds, Series "A", 1919, said amount being payment in full for labor and

material furnished incident to the raising of 24" cast iron water pipe line on East Ohio street, from October 29th, 1920, to February 1st, 1921.

Which was read.

Mr. Herron moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver (for Mr. Henderson) presented

No. 2806. Report of the Committee on Parks and Libraries for April 13th, 1921, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2712. An Ordinance, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the rental of two auto trucks for hauling women and children, Schenley Park; one truck for Highland Park, and one truck for Riverview Park, from May 30th to September 15th, 1921, inclusive, and authorizing the setting aside of Eighty-seven hundred twenty (\$8720.00) dollars from Code Account No. 1777, 'Miscellaneous Services,' Bureau of Parks, for the payment of the cost thereof."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2662. Resolution authorizing the issuing of a warrant in favor of Zieger Company in the sum of \$600.00, or so much of the same as may be necessary, for birds furnished to the Highland Park Zoo, the same to be chargeable to and payable from Code Account No. 1848.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver

Robertson (President pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2663. Resolution authorizing the issuing of a warrant in favor of H. R. Mitchell, Chief Clerk, New York Zoological Gardens, New York, in the sum of \$1,225.00, or so much of the same as may be necessary, for 1 Female Zebra Giant and 25 Rose Cockatoos, same to be chargeable to and payable from Code Account 1848.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver

Robertson (President pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2685. Resolution authorizing the issuing of a warrant in favor of the Marion Coal Company in

the sum of \$731.58, or so much of the same as may be necessary, in payment for 149,302 tons of coal delivered to the Schenley Conservatory, same to be chargeable to and payable from Code Account No. 1807.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver

Robertson (President pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Bill No. 2691. Resolution authorizing and directing the Director of the Department of Public Works to grant permission to the Pennsylvania Trap Shooters Association for the use of Schenley Park Oval for the period from June 6th to June 11th, 1921, for the purpose of holding trap shooting matches.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Oliver

Robertson (President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 2807. Report of the Committee on Public Safety for April 13, 1921, transmitting two ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2715. An Ordinance entitled, "An Ordinance providing for the letting of a contract for furnishing one (1) automobile for the use of the Chief of the Bureau of Fire."

Which was read.
Mr. Dailey moved

That the bill be recommitted to the Committee on Public Safety.

Which motion prevailed.

Also

Bill No. 2619. An Ordinance entitled, "An Ordinance authorizing and regulating the use of the North Wharf of the Monongahela River from Ross street to the Point, and the South Wharf of the Allegheny river from the Point to Eleventh street, for automobile parking purposes under the jurisdiction of the Department of Public Safety, the charging of fees therefor, and providing penalties for the violation of the provisions thereof."

In Public Safety Committee, April 13, 1921. Read and amended in section 1 by inserting in blank space the words "ten (10c) cents," in Section 3 by inserting in the blank space the words "five (5c) cents," by inserting two new sections to be known as Section 5 and Section 6, and in the title by inserting after words "Eleventh street," the words "subject to the present ownership thereof and the proper safeguarding of the shipping interests," and after the words "fees therefor," the words "making the necessary appropriation for the expense thereof," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Dailey moved

That the amendments of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2716. Resolution authorizing the issuing of a warrant in

favor of Animal Rescue League of Pittsburgh in the sum of \$1,126.38, services rendered Department of Public Safety, and charging the amount to Appropriation No. 1460.

Which was read.

Mr. Dailey moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented.

No. 2808. Report of the Committee on Charities and Correction for April 13, 1921, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2713. Resolution authorizing the issuing of a warrant in favor of David Braun in the sum of \$3,537.22, or so much of the same as may be necessary, for merchandise purchased for the Pittsburgh City Home and hospital, same to be chargeable to and payable from code account No. 1320.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	
Robertson (President pro tem.)	

Ayes—8.

Noes—None.

And there being two-thirds of the votes of the Council in the affirmative, the resolution passed finally.

Also

Bill No. 2581. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pitts-

burgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System at the Pittsburgh City Home and Hospitals, Mayview, Pa., and setting aside the sum of Ninety-nine thousand (\$99,000.00) dollars for the payment of the cost thereof."

In Charities and Correction Committee, April 13, 1921. Read and amended in Sections 1 and 2 and in the title by striking out the words "Ninety-nine thousand (\$99,000.00) dollars," and by inserting in lieu thereof the words (\$80,000.00) dollars," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendments of the Committee on Charities and Correction be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	

Robertson (President pro tem.)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. English presented

No. 2809. Report of the Committee on Health and Sanitation for April 13th, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2747. Resolution authorizing the issuing of a warrant in favor of the Prosser Construction Company for \$285.75, for the removal of 57.15 tons of garbage from former Chartlers Township, during the months of January and February, 1921; the same to be charged to Code Account 1261, Bureau of Sanitation, Department of Public Health.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Herron
Dailey	Oliver
English	Winters
Garland	

Robertson (President pro tem.)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey at this time, asked, obtained leave, and presented

No. 2810. Resolution authorizing and directing the Director of the Department of Public Safety to grant to Robert L. VanDyke, an employee of the Division of Accounts and Permits, a leave of absence for three (3) months, with pay, on account of being incapacitated by being stricken with Tuberculosis.

Which was read and referred to the Committee on Public Safety.

REPORTS OF SPECIAL COMMITTEES

Mr. Robertson (Chairman of the Special Committee, consisting of Messrs. Robertson, English and Oliver, appointed at a meeting of the Committee on Finance on April 12th, 1921) presented.

No. 2811.

WHEREAS, William Clyde Wilkins, who was one of the original appointees to the Council of Nine of Pittsburgh, and for several years a highly esteemed and very valuable member of this body, has been called from the scene of his earthly labors; and

WHEREAS, In public office and in his professional and private life, Mr. Wilkins stood always for the constructive betterment of this community and was a worthy representative of that type of citizenship to which Pittsburgh owes much of its present greatness and upon which, in a large measure, the future growth and prosperity of our city depends; Now, therefore, be it

RESOLVED, That in the death of William Clyde Wilkins the community of Pittsburgh has sustained a loss that it can ill afford to bear, especially in this time of re-adjustment and unsettlement; a loss that is felt keenly by the members of Council and by all good citizens who were familiar with his life and deeds of the man who has departed from us; And, be it further

RESOLVED, That this resolution be spread upon the official record of Council and an engrossed copy be sent to Mrs. Wilkins, signed by all the members of Council.

W. H. Robertson
W. Y. English
A. K. Oliver

Which was read.

Mr. Garland moved

The adoption of the resolution.
Which motion prevailed by a unanimous rising vote.

MOTIONS AND RESOLUTIONS.

Mr. English presented

No. 2812.

RESOLVED, That the Council of the City of Pittsburgh, having in mind the distress suffered by the policy holders of the Pittsburgh Life & Trust Company through the actions of Mr. Birdseye and his associates, respectfully petition the Board of Pardons of the State of Pennsylvania to try and have the prisoners make restitution of the losses before granting any pardons to Mr. Birdseye and his associates.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

And on motion of Mr. Winters

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, April 25, 1921

No. 20

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, April 25, 1921.

Council met.
Present—Messrs.

Anderson	Robertson
Dailey	Winters
English	Herron (President)
Garland	

Absent—Messrs.
Henderson Oliver

At the request of President
Herron Mr. Robertson took the Chair,
Mr. Herron taking a seat among the
members.

Mr. Dailey moved

That the minutes of the meeting
of Council for Monday, April 18, 1921,
be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented.

No. 2813. An Ordinance pro-
viding for the letting of a contract or
contracts for the furnishing of eleven
(11) motors, more or less, for the Muni-
cipal Garage and Repair Shop, Expo-
sition Building.

Also

No. 2814. Resolution authoriz-
ing the issuing of a warrant in favor
of the General Underwriters Inc., for
\$215.00 for premium for fire insurance

on the Exposition Buildings, and charg-
ing same to Appropriation No. 42, Con-
tingent Fund.

Also

No. 2815. Resolution authoriz-
ing the issuing of a warrant in favor
of the Federal Electric Company for
\$7.50, refunding amount paid for permit
to erect an electric sign for L. A. Heck-
ler at 2316 Arlington Avenue, Mt. Oliv-
er, this property being outside the City
Limits, and charging same to Approp-
riation No. 42, Contingent Fund.

Which were severally read and re-
ferred to the Committee on Finance.

Mr. Dailey presented

No. 2816. Resolution authoriz-
ing the issuing of a warrant in favor of
the Potter Title & Trust Company in
the sum of \$759.45 for examining titles
to property purchased by the City of
Pittsburgh, charging same to Code
Account No. 42, Contingent Fund.

Also

No. 2817. Resolution authoriz-
ing the issuing of a warrant in favor
of Paul S. Ache in the sum of \$61.58,
in full settlement of all claims for
damages which he might have against
the City of Pittsburgh by reason of an
automobile of the Department of Pub-
lic Health backing into an automobile
owned by Mr. Ache, and charging same
to Code Account No. 42, Contingent
Fund.

Which were read and referred to the
Committee on Finance.

Also

No. 2818. An Ordinance auth-
orizing and directing the grading, pav-
ing and curbing of Stratton Lane, from
Walnut street to Howe street, and pro-
viding that the costs, damages and ex-
penses of the same be assessed against
and collected from property specially
benefited thereby.

Also

No. 2819. Resolution approving
the payment of \$1,934.80 as certified by
the Department of Public Works to
Frank Donatelli for extra work per-
formed on the contract for the con-
struction of a 15-inch T. C. pipe sewer
on the west sidewalk and roadway of
Beechwood Boulevard, from the exist-
ing sewer on the west sidewalk of

Beechwood Boulevard at Forbes street, and authorizing the City Controller to charge the same as part of the cost of said contract.

Also

No. 2820. Remonstrance against the grading, paving and curbing of Wellston way, 11th Ward.

Which were severally read and referred to the Committee on Public Works.

Mr. English presented

No. 2821. An Ordinance amending Section 2 of an ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John Eichleay, Jr. Company for a certain portion of Water Street, Sixteenth Ward, Pittsburgh, and fixing the term and rentals thereof," approved the 19th day of October, 1920.

Also

No. 2822. Resolution authorizing the issuing of a warrant in favor of the Downtown Post No. 231 American Legion for the sum of \$50.00 refunding amount paid for permit for use of the Exposition Hall on Thursday, April 21st, 1921, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Mr. Garland presented

No. 2823. An Ordinance terminating a lease made between the City of Pittsburgh and the Douglas Garage, Inc., a corporation, and repealing the ordinance authorizing the same, entitled, "An Ordinance authorizing and directing the leasing to the Douglas Garage, Inc., of the Duquesne Market and fixing the terms thereof," approved October 6, 1920, as recorded in the City Clerk's Office, in Ordinance Book, Volume 31, page 602, and authorizing, upon a proper release being first given, a warrant in favor of the Douglas Garage, Inc., in the sum of \$1894.56.

Also

No. 2824. Resolution setting aside \$50,000.00 from Code Account No. 1591, "E", Restoration Bigelow Boulevard at Kirkpatrick Street for the purpose of paying for work being done by force account, and authorizing and directing the Mayor to issue, and the City Controller to countersign, warrants in payment of said work.

Also

No. 2825. Resolution authorizing and directing the City Controller to transfer, the sum of \$420.82 to Contract (year 1920) for Printing and Binding Municipal Record, Code Account No. 1004, as follows \$170.90 from Code Account No. 1004, Contract for Printing Council Files (year 1920) \$249.92 from Code Account No. 42 Contingent Fund (year 1921.)

Also

No. 2826. Resolution authorizing the issuing of a warrant in favor of A. C. Rieder for \$737.00, being full compensation for injuries to his wife,

Petronella L. Rieder, by stepping into a hole in the street at the corner of Seventh Street and Penn avenue, which injuries caused her death, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2827. Resolution authorizing the issuing of a warrant in favor of William C. Scott for \$180.00; William H. Datzell for \$180.00 and R. J. Beck for \$180.00 for auditing the books of the former Township of Chartiers and charging the same to appropriation No. 50 Chartiers Township.

Also

No. 2828. Resolution authorizing the issuing of a warrant in favor of The Fort Pitt Typewriter Company in the sum of \$22.50 for repairing Underwood Typewriter in the Department of Law; and charging same to Code Account No. 1074, Miscellaneous Service; a warrant in favor of Business Furniture Company in the sum of \$11.00 for moving steel filing cases in the Department of Law; and charging same to Code Account No. 1074, Miscellaneous Services; and a warrant in favor of the Burroughs Adding Machine Co. in the sum of \$43.35 for repairing Adding Machine in the Bureau of Public Improvements of the Department of Law, and charging same to Code Account No. 1089-B, Miscellaneous Services.

Also

No. 2829. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Marie A. Frauenheim for a plot of ground situated on Ewing Street, at the corner of 39th Street, 6th, Ward, for the sum of \$500.00.

Also

No. 2830. Resolution authorizing and directing the Mayor to execute and deliver a deed to Charles E. Miller for Lot No. 387 and 388 in Samuel Garrison Plan located on Antietaam street, 10th Ward, for the sum of \$2200.00.

Also

No. 2831. Resolution authorizing and directing the Mayor to execute and deliver a deed to Albert Shar for Lot No. 248 situated on Stafford street, 20th Ward, for the sum of \$75.00.

Also

No. 2832. Resolution authorizing and directing the Mayor to execute and deliver a deed to Joseph Grundler for a piece of ground located on East street, 26th Ward, for the sum of \$200.00.

Which were severally read and referred to the Committee on Finance.

Mr. Herron presented

No. 2833. Resolution authorizing the issuing of a warrant in favor of Harry H. Willock for \$116.65, being a refund of 50 per cent. of the sewer assessment and the interest for the sewer on Greenfield Avenue in the City of Pittsburgh, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2834. Communication from F. J. Pfeifer, employed in the Bureau of Parks, asking to be reimbursed in the sum of \$1373.00 for lost time on account of injuries received while in the performance of his duties.

Which were read and referred to the Committee on Finance.

Also

No. 2835. Communication from the Videtto-Ruane Machinery Company asking for an investigation into the matter of the purchase of a concrete paver by the Department of Public Works.

Which were read and referred to the Committee on Public Works.

Also

No. 2836. Communication from the Ward Equipment Company asking for an investigation into the matter of the purchase of a concrete paver by the Department of Public Works.

Also

No. 2837. Resolution adopted by the Ingomar Civic Club protesting against the Council of Pittsburgh passing any legislation prohibiting the Pittsburgh, Butler & New Castle Railway Company from operating its cars within the City Limits.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2838. Communication from Albert M. Titmus asking the City to furnish the people of Saline Avenue with city water.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 2839. Communication from E. B. Brenner asking for a hearing relative to the condition of stables on Prospect street, 19th Ward, owned and maintained by Jacob Minsinger.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 2840. Communication from the West End Board of Trade inviting the members of Council to attend a special meeting of said organization on Friday evening, April 29th, 1921, at 8:00 o'clock.

Which was read.

Mr. Dalley moved

That the communication be received and filed, and the invitation be accepted and as many members of Council as possible attend the meeting.

Which motion prevailed.

Also

No. 2841. Communication from the California Avenue M. E. Church protesting against the playing of tennis, etc., in city parks on the Sabbath Day.

Also

No. 2842. Communication from Emmanuel Baptist Church protesting against the City permitting the playing of tennis, ball games and other sports in the public parks on the Sabbath Day.

Which were read, received and filed.

Mr. Winters presented

No. 2843. An Ordinance supplementing an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh," approved January 3rd, 1921, by creating positions for employees at the Oliver Swimming Pool, and fixing their salaries.

Which was read and referred to the Committee on Finance.

Also

No. 2844. An Ordinance authorizing and directing the construction of a public sewer on the southeasterly sidewalk and on the roadway of Norton Street, from points about 25 feet southwest of Sandwich street and about 190 feet east of Kuhn street to the existing sewer on Norton street at Prospect street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 2845. Petition of residents of the 15th Ward asking Council to request the Receivers of the Pittsburgh Railways Company to establish the Loretta Street Stop on the Murray Avenue Route.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 2846. Resolution authorizing the issuing of a warrant in favor of the Reliance Coal Company in the sum of \$198.00 or so much of the same as may be necessary, in payment of sixty (60) tons of coal at \$3.30 per ton, to be shipped to Aspinwall Pumping Station, and charging same to Code Account No. 1755.

Also

No. 2847. Resolution authorizing the issuing of a warrant in favor of the Director of the Department of Supplies, or authorized agents, for a sum not to exceed \$100.00, to defray expenses for an inspection trip for filtration hose, and charging same to Code Account No. 1750.

Which were read and referred to the Committee on Filtration and Water.

The Chair (Mr. Robertson) presented.

No. 2848. An Ordinance annulling Contract No. 5322, Mayor's Office File No. 274, entered into April 22, 1920, with M. O'Herron Company for the grading, paving and curbing of Melwood Street from Ridgway street to Denver Street, acknowledging an in-

debtedness to the said M. O'Herron Company in the sum of \$59,593.45, providing for the payment of the same, and authorizing the Controller, if necessary, to acknowledge the assignment of said indebtedness.

Also

No. 2849. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Public Comfort Station at the intersection of East Ohio and Chestnut Streets, and authorizing the setting aside of Twenty-two Thousand Dollars (\$22,000.00) from the proceeds of "Public Comfort Station Bonds, 1919," Appropriation No. 202, for the payment of the costs thereof.

Also

No. 2850. Resolution authorizing the issuing of a warrant in favor of R. T. Pearson Co., Agents for L. and M. Schlein for \$300.00, for rent of property situated on East Street, 24th Ward and used as a playground, and charging same to Appropriation No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 2851. Petition for the grading, paving and curbing of Perry View Avenue between Perrysville Avenue and the north line of Perry Park Plan.

Also

No. 2852. An Ordinance authorizing and directing the grading, paving and curbing of Perry View Avenue, from Perrysville Avenue to the northerly line of Perry Park Plan, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2853. Report of the Committee on Finance for April 19th, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2751. An Ordinance entitled, "An Ordinance authorizing and directing partial payment to be made to James H. McQuaide & Sons Co. for work done on the contract for grading, regrading, paving, repaving and otherwise improving to the re-established lines, and the re-established grades of Ferry street, from Liberty avenue to Water street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2761. An Ordinance entitled, "An Ordinance authorizing the construction of a Public Comfort Station on land belonging to the City of Pittsburgh in the rear of No. 4 Police Station, near the corner of Forbes and Boquet streets, and authorizing the Mayor and the Director of the Department of Public Works to advertise for and award a contract for the construction thereof, and providing for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2762. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award

a contract or contracts for the reconstruction of the Center Avenue Bridge over Pennsylvania Railroad at Brady-side Station, and authorizing the setting aside of \$100,000.00 from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, for the payment of costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2753. Resolution authorizing the issuing of a warrant in favor of William Bennett, Chief of the Bureau of Fire, for the sum of \$424.50, covering amounts paid by the various employees of the Bureau of Fire for paid drivers' licenses from the State Highway Department of Pennsylvania during the years of 1920 and 1921, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2758. Resolution authorizing and directing the City Con-

troller to transfer the sum of \$1000.00 from Code Account No. 43 (Finance Fund, to Code Account No. 1224, Supplies, Department of Health, Division of Bacteriology.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2764. Resolution authorizing and directing the City Controller to transfer the sum of \$1,396.75 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and to credit same as an additional sum for the payment of the final estimate of Contract No. 5376, Mayor's Office File, for the construction on a sewer in Schenley Park, from Forbes street to a point 350 feet south of Sennott street, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of the final estimate for said contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2767. Resolution authorizing and directing the City Controller to transfer the sum of \$50,000.00 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2770. Resolution authorizing and directing the Controller to transfer the sum of \$1000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guard of Pennsylvania.

Which were read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1625. WHEREAS, Joseph Wiltman offers the City of Pittsburgh the sum of \$100.00 for lot No. 166 located on Elkland street, 26th Ward, City, bounded and described as follows: Beginning on the East side of Elkland street at a point 20 feet north of the corner of Hawkins and Elkland streets; thence extending northwardly 21.6 feet to a pin; thence eastwardly 50 feet to a pin; thence southwardly 21.6 feet to pin; thence westwardly 50 feet to Elkland street, the place of beginning; Therefore, be it

RESOLVED, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Joseph Wiltman for the sum of \$100.00.

In Finance Committee, April 19th, 1921. Read and amended by inserting after the words "\$100.00 for" the words

"part of"; by striking out the word "20 feet" and by inserting in lieu thereof the words "40 feet," and by striking out in two places the words "21.6 feet" and by inserting in lieu thereof the words "20 feet," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2754. An Ordinance entitled, "An Ordinance providing for the appointment of four (4) telephone operators and eight (8) additional patrolmen in the Bureau of Police, Department of Public Safety, and fixing the salaries therefor."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also, with a negative recommendation,

Bill No. 2757. An Ordinance entitled, "An Ordinance amending Section 53, Department of Public Works Bureau of Engineering, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, so as to provide a Chauffeur in the Bureau of Engineering."

Which was read.

Mr. Garland moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Winters for Mr. Robertson presented.

No. 2854. Report of the Committee on Public Works for April 19th, 1921, transmitting several ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2739. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Vodell street, from Mackinaw avenue to Wenzell avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson	(President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2334. An Ordinance entitled, "An Ordinance extending and opening Ryolite way, in the Eleventh ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the grade thereof, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson	(President pro tem.)

Ayes—7.

Noes—None.

And there being three-fourth of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2506. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Nadir way, from Felicia way to property line at a point about 178 feet south of Susquehanna street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson	(President pro tem.)

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2521. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Kaufman way, from Denniston street to Hallman street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2798. Resolution authorizing the issuing of a warrant in favor of Frank and Felix Diulus in the amount of \$270.00, in payment of extra work done on the contract for the construction of a 30 inch sewer in Schenley Park, from a point on Forbes street about 275 feet west of Bellefield avenue to a point about 350 feet south of Sennott street, and charging same to Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, Item Contract No. 5376, Mayor's Office File.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson (for Mr. Oliver) presented.

No. 2855. Report of the Committee on Public Service and Surveys for April 19th, 1921, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2773. An Ordinance entitled, "An Ordinance re-establishing

the grade of Smithfield street, from Water street to Diamond street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2774. An Ordinance entitled, "An Ordinance re-establishing the grade of First avenue, from Liberty avenue to Market street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2775. An Ordinance entitled, "An Ordinance re-establishing the grade of Third avenue, from Liberty avenue to Market street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2776. An Ordinance entitled, "An Ordinance re-establishing the grade of Fourth avenue, from Liberty avenue to Market street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2777. An Ordinance entitled, "An Ordinance establishing the grade on Boundary street, from Saline street to Four Mile Run Road."

Which were read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2780. An Ordinance entitled, "An Ordinance establishing the grade of Lowe street, from Wabash street to Woodville avenue."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Also

Ayes—Messrs.

Anderson	Garland
Dailey	Herron
English	Winters
Robertson (President pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2781. An Ordinance entitled, "An Ordinance re-establishing the grade of Mohler street, from the first angle south of Claire street to Willing street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Garland
Dailey Herron
English Winters
Robertson (President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Dailey presented

No. 2856. Report of the Committee on Public Safety for April 19th, 1921, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also

Bill No. 2715. An Ordinance entitled, "An Ordinance providing for the letting of a contract for furnishing one (1) Automobile for the use of the Chief of the Bureau of Fire."

In Public Safety Committee, April 19, 1921. Read and amended in Section 1 by inserting as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Dailey moved

That the amendment of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Garland
Dailey Herron
English Winters
Robertson (President pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2810. WHEREAS, Robert L. VanDyke, employed in the Division of Account and Permits, Department of Public Safety, has become physically incapacitated for service on account of an attack of Tuberculosis; and

WHEREAS, He has been at the Tuberculosis Camp at Cresson for the past

three months, and is now at the Tuberculosis Hospital and

WHEREAS, He has been in the city service since June 8th, 1914; Therefore be it

RESOLVED, That the Director of the Department of Public Safety be authorized and directed to grant to Robert L. VanDyke leave of absence for three months with pay.

In Public Safety Committee, April 19, 1921. Read and amended by adding at the end of the resolution the following:—"And, be it further, Resolved, That the Mayor shall be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of said Robert L. VanDyke in payment thereof, the same to be charged to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police."

Which was read.

Mr. Dailey moved

That the amendments of the Public Safety Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Dailey moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Garland
Dailey Herron
English Winters
Robertson (President pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 2857. WHEREAS, on April 5th, Council approved the nomination of Edward M. Hough for Police Magistrate, in which office there exists a vacancy; and

WHEREAS, This was done with the understanding that if approved by Council, the said Edward M. Hough would promptly resign as a member of the State Legislature in order to take the office; and

WHEREAS, Mr. Hough has not yet been qualified or installed; Therefore, be it

RESOLVED, That Council requests the Mayor to fill the existing vacancy

in the office of Police Magistrate forthwith, or present a new name to Council for its approval.

Which was read.

Mr. Garland moved

The adoption of the resolution.
Mr. English arose and said:

Mr. President, I don't see the wisdom of asking for the adoption of such a resolution. This is one of those political bunk resolutions, many of which we can expect to see from this time on. If this keeps up I may be compelled to put in a few myself.

Speaking on the resolution, I desire to state that Council did not have any understanding with the Mayor that upon the confirmation of the appointment of Mr. Hough as Police Magistrate he would resign his seat in the Legislature of the State of Pennsylvania. For that reason I do not like that part of the resolution. Council cannot have any understanding of that kind with the Mayor. When the Mayor submits the name of a person for appointment to a cabinet position we either vote for or against the appointment of the Mayor. The Mayor in his communication to Council may have handed us a little camouflage, but he did not make a contract or enter into an understanding with Council. Council does not have the power, whether expressed or implied, to enter into understandings whereby the Council will do certain things. When the name of a person is sent to Council for confirmation, we must follow the law.

I for one did not have such an understanding as recited in the resolution; but the author of the resolution may have had a misunderstanding.

I talked to Mr. Hough about the very thing to which this resolution calls attention shortly after his confirmation by Council and he told me he intended to serve in the Legislature until the close of the session. The legislature will adjourn within four days, and this matter having been acted upon three weeks ago, I think this resolution is rather ridiculous at this late day. The Mayor is out of the city and perhaps will not return until after the Legislature adjourns and Mr. Hough will then be sworn in as Police Magistrate.

For that reason I believe the effect of this resolution would be nil, and I have no hesitancy in pronouncing it political bunk and very cheap at that.

Mr. Winters arose and said:

Mr. President, I want to concur in what Mr. English has said. I see no reason for the introduction of this resolution, and I am sure there was no understanding or misunderstanding between the Mayor and the Council when this appointment was confirmed by Council.

I met Mr. Hough the day following the confirmation of his appointment and he said that he wanted to complete the job for which he was elected by the people of his district. The ses-

sions of the Legislature will not last much longer and I believe he should be given the opportunity to discharge the duties of the office to which he was elected. The Legislature of the State meets once every two years; so there is some justice in his wanting to remain in his seat until the work is completed.

Why should we want to introduce legislation in Council on Monday, which will not reach the Mayor for 48 hours and within 48 hours after the receipt of the resolution by the Mayor the Legislature will have adjourned? I cannot understand this because we have tolerated this condition for nearly three weeks, I believe we can stand it for three more days. I might be willing to vote for that part of the resolution calling upon the Mayor for an explanation, but I am not for that part of it calling upon the Mayor to submit a new name after Council by a unanimous vote had confirmed the appointment of Mr. Hough without asking any questions. The letter of the Mayor in submitting Mr. Hough's name to Council was self-explanatory, and Council swallowed it hook, line and sinker, without a question being asked, and now some members want to fuss about it because of recent political developments at Harrisburg.

And the question recurring on the adoption of the resolution, Mr. Anderson demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Dailey Herron

Garland

Robertson (President protem)

Noes—Messrs.

Anderson English

Winters

Ayes—4.

Noes—3.

And a majority of the votes being in the affirmative, the motion prevailed.

Also

No. 2858. RESOLVED, That the Mayor be requested to direct the Director of Department of Public Works to make such necessary arrangements as will allow the game of Tennis to be played on the Courts in the various City Parks to conform with Summer time, up until say eight o'clock during the months of May and September, and until nine o'clock, p. m., in the months of June, July and August.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 2859. WHEREAS, The game of golf is allowed in Schenley Park on Sunday afternoons; and

WHEREAS, There are many Tennis Courts in the Public Parks where rec-

reaction may be enjoyed on Sundays without interfering with Church services, and besides, this game is conducted in a quiet and orderly manner; Therefore, be it

RESOLVED, That the Mayor be requested to direct the Director of the Department of Public Works to make such arrangements as will allow Tennis to be played in the public courts in City Parks on Sundays from one o'clock to seven o'clock, P. M.

Which was read.

Mr. Garland moved

The adoption of the resolution.
Mr. English arose and said:

Mr. President, I think the proper thing to do is to refer this resolution to the church people of Pittsburgh. You will recall that last year we had the Sunday baseball question up and the ministers and good people of the City overwhelmed this Council with protests against the adoption of that measure and the Council, after hearing from the people, refused to allow Sunday baseball.

I think this resolution is a question of morals and should not reflect the personal or individual views of the members of Council. An attempt was made at Harrisburg to do away or amend the "Blue Law" and the church people presented a solid front opposing this repealer and the measure was defeated. Senator Penrose assured the church people that as long as he was in power Pennsylvania would not recede in the matter of Sunday laws.

It seems to me it would be very foolish to fly in the face of the church people of our city, and there is not much difference between tennis and baseball. It is a matter of morals for the City of Pittsburgh. Are you going to fly in the face of the present State law and in view of the fact that the leaders of the State and the good people of not only Pittsburgh but other parts of Pennsylvania succeeded in defeating the measure to repeal the Sunday Blue Law? Therefore, I offer this motion, that the City Clerk be directed or requested to send a copy of this resolution to every church in Pittsburgh. I mean, Catholic, Presbyterian, United Presbyterian, Lutheran, Jewish and all other denominations, and if you care to do so send it to every manager of a baseball team, and let us get a vote of the people on this matter. If you open the door to tennis you will open it to every other kind of sport.

This is a moral question and our personal opinion should not prevail against the opinion of the whole community.

Mr. Garland arose and said:

Mr. President, on the motion to refer this matter to the ministers, I simply want to say that Tennis is unlike baseball. I consider baseball an unruly sport and I would not vote for it as a Sunday pastime in a thousand years. A long as golf is permitted, tennis should be. It is an orderly poor man's game.

I think I can show that some of the largest churches in Pittsburgh are supported by men who play golf on Sundays while their wives attend services, and I can give the names of many, and they pay the preachers' salary besides; and if their pastors will expel them from their congregations for doing un-Christian and illegal acts then I will take seriously the pastors' probable opposition to my resolution to allow Sunday tennis on the public courts.

Council authorized skating in the public parks on Sundays and there is no more crime in playing tennis than skating.

I move that the resolution be referred to the Committee on Public Safety and that a public hearing on the matter be held for all those interested, pro and con.

Mr. Winters arose and said:

Mr. President, I would rather see the matter go to the City Solicitor.

Mr. Garland arose and said:

Mr. President, I will make a motion to refer it to the Law Department for an opinion.

Mr. Winters:

Do I understand the Council of the City of Pittsburgh is going to begin a campaign of scheduled hearings for people to come here and discuss the merit or demerits of an unlawful proposition? As a legislative body, making laws for the City of Pittsburgh, we ought to be law-observers and recognize the law as it exists, and not law-breakers. Are we going to have hearings here to decide out whether we are going to violate the law or not? It is our duty to find out what is the law and obey it.

I do not recall of any ordinance being passed or official recognition being given by the City Council to playing golf in the parks on Sunday. That was done by executive order and no one took it upon himself to stop it. Perhaps that is what is wanted in this case. If some one comes in and submits a proposition to the City Council and asks them to endorse it and that proposition interferes with the law of the State or Nation, I am opposed to it.

There are more people in favor of baseball on Sunday where thousands attend games than tennis, but there is no difference in theory or practice between two from a legal standpoint except thousands enjoy the game of baseball where only a comparatively few play tennis.

It is not so long ago that a Sunday baseball measure was before this body, at which one of the greatest audiences that ever filled the Council Chamber was present, and after the ministers got through at that hearing Council unanimously turned tail and there has not been a murmur of Sunday baseball heard since, so far as official recognition is concerned.

You want to do the same thing in this instance only in a smaller way.

which will lead to the same conclusion later on.

What reason can you give a man interested in Sunday baseball for not permitting him to play, if you officially endorse the playing of tennis?

It seems to me as law makers we should obey the law as it appears on the statute books.

Mr. English arose and said:

Mr. President, I am opposed to this substitute resolution. I would much prefer that the members of Council vote the courage of their conviction. The maker of the motion himself stated that he was afraid that if the matter was put up to the churches of the City it would be overwhelmingly turned down. For my part I think the fourth commandment is just as sacred today as when Moses got it on Mt. Sinai.

I think this is the opening wedge against the Sabbath observance which has made Pittsburgh one of the real cities of the world, and if you start this by allowing tennis no one knows where the thing is going to wind up. It is a short step towards commercializing baseball and other sports.

The Legislature of the State in the session now assembled refused to pass a bill allowing Sunday baseball and there was no mincing of words by those who opposed the repeal of the so-called Blue Law.

We ought not to trifle with the laws of God and in matters of such consequence.

The people of Pittsburgh in my opinion have plenty of time for recreation without desecrating the Sabbath Day. There is a lot of bunk about providing the people with recreation. I would rather see the Board of Public Education provide my two daughters with real recreational facilities instead of Council tearing down a law which has stood for over a century in Pennsylvania and which will be here long after the members of this Council.

I warn the gentlemen of this Council they are making a mistake when they tamper with the Fourth Commandment. You have to deal with the good people of Pittsburgh. You know they are in the majority and regardless of whether you face them or not on this question today, whether you dodge by referring it to the City Solicitor you are going to face them on election day. We should not insult the good people of Pittsburgh by introducing in Council this kind of insidious resolution, and I challenge any man to let this go to any body of the good people of Pittsburgh, whether in hearing or otherwise, and it will be overwhelmingly defeated. I say we should not insult God and God's people by this attempt to break down the Fourth Commandment by desecrating the Sabbath of our Lord.

Mr. Garland arose and said:

Mr. President I think the gentlemen are mistaken. Council acted

in the matter of permitting Sunday skating. Possibly a mistake was made. I am willing to have golf eliminated in Schenley Park on Sunday and will go the limit, but why stop tennis when golf is permitted?

I move that this resolution be referred to the Law Department for a report as to its legality.

Upon which motion, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson

Herron

Dailey

Winters

Garland

Robertson (President pro tem)

Noes—Mr.

English.

Ayes—6.

Noes—1.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Winters presented

No. 2860. WHEREAS, The Daylight Saving Law is only being partially observed, bringing confusion to the citizens of Pittsburgh, and is contrary to the law of the State and Nation; Therefore, be it

RESOLVED, That the City Clerk be instructed to prepare a repealing ordinance, to be presented at the next session of Council.

Which was read.

Mr. Winters moved

The adoption of the resolution.

Mr. Garland arose and said:

Mr. President, the reason for the confusion is because the City Government does not observe the law. The City Council, the City Clerk's Office and some of the departments are observing the daylight saving law; but the Police Department for some reason or other does not see fit to obey the law. This morning there was no policeman on the boulevard to direct the traffic until after 9:00 o'clock. The schools, churches, manufacturing plants, banks and offices are observing the law.

This law was passed by eight members of Council with the approval of the Mayor. Because of the absence of the Mayor some department and other heads of the City Government who want to "stand in" with the Mayor are deliberately disobeying the ordinance.

We are not living in darkest Russia! I want to know if any man is big enough to break the law.

The daylight saving law is not, as the gentleman states in his resolution, out of conformity with the Federal Statute. We are still observing the time fixed by the Federal Statute. The Federal Courts and the Courts of Allegheny County are observing daylight saving. The national banks which are under the jurisdiction of the Treasury De-

partment at Washington and under the Banking Laws of the country are observing daylight saving, and they know what they are doing.

I am in receipt of an endorsement of the daylight saving ordinance from the Journeymen Plasterers' Union, Local No. 31, which I will ask to be placed on the records of Council.

New York City and forty other cities in New York State, including Buffalo, Troy and Albany have adopted daylight saving ordinances. The whole state of Massachusetts has adopted it, and the State of Illinois by a referendum vote approved it. We are not out of caliber with the big cities of the country.

It would be difficult to transact stock exchange business in Pittsburgh if we did not adapt our business to the new standard time fixed by the City of New York.

I move that the entire subject be laid on the table indefinitely.

Mr. Winters arose and said:

Mr. President, I know that a motion to lay on the table is not debatable, but I think the mover of the motion will at least suspend that rule long enough so that I may say something on my resolution.

Mr. Garland arose and said:

Mr. President, the gentleman has my permission.

Mr. Winters arose and said:

Mr. Chairman, I state in my resolution that there is confusion by the change of time, because I have failed to note on the headlines of any newspaper in Pittsburgh anything to the contrary. All of the newspapers of the city say "GREAT CONFUSION HAS RESULTED!"

I agree with Mr. Garland. I believe that the daylight saving law is a law for the City until this Council repeals it, and until that is done it should be put in force.

I introduced this resolution (1) because I was the one member of Council who voted against it a year ago and that was without regard to the merit or demerits of the daylight saving law; (2) I think a substantial majority of the people of the city want it repealed. One of the leading papers of this city took a vote on this proposition when it went into effect one year ago, and it showed that a majority of 300 were for daylight saving. That is evidence that nearly 50 per cent. of the people were not for it at that time. Third, I want to test the impression made by those protesting and asking for its repeal, who attended the large mass meeting held in this Chamber last week.

I take my position because of the circumstances surrounding this matter. We ought to obey the law. So far as the labor organizations are concerned, Mr. Garland states they are at variance with each other. This has been the case many times, and it will be a great day for them when they are able to get

together on one subject and act together. However, there are other important propositions involved which are more of interest to their welfare than the question of play. It seems to me with thousands of idle men walking the streets of the Nation we should give serious consideration to getting work for them instead of trying to give them play time. If we provide good working conditions for the toilers of the Nation, with living wages and decent hours and good homes, they will find time to play in their own way.

In coming over to Council this afternoon I saw the children returning from school. That was about five minutes after three and the children have plenty of time to play from three in the afternoon to eight in the evening. I think the teachers who leave these school rooms no later than 4:00 o'clock should have enough time for recreation between 4 and 8:00. I don't question the reason of those who want to sell sporting goods, and so far as those who play twilight baseball is concerned thirty years ago, before we knew anything about daylight saving they played twilight baseball.

There was some question raised in the Council about the farmer and some remarks were made disparagingly of him. Mr. Chairman, this law was passed by the National Congress for the farmer in order to increase the efficiency and production on the farm, and after the war was over the farmer did not like the law and brought his forces together and had it repealed; and if it was not to increase the efficiency and production of the farmer we would not have heard of the legislation and it would not have been passed by the United States Congress. It was universal—all over the land—and we enjoyed it, but it has been repealed and we should resign ourselves to the condition as law-abiding citizens. The Daylight Savings proposition came before the Legislature of the State and Legislature promptly voted it down.

The law says that the municipality has not the right to pass an ordinance in conflict with the law made by the State.

We must not forget that the farmer although he lives outside the city is the bulwark of the nation, and we ought to encourage as much as possible the farmer and treat fairly what he desires. I have visited on the farm all seasons of the year and I am acquainted with some of the reasons why people do not go to the farm to live.

We ought to do all possible for the farmer to encourage the hordes of immigrants who come to this country not to stay in the already overcrowded and congested districts of the cities, but encourage them to go out in the country where there is sunshine and room to live and breathe and engage in the production of food stuffs which are essential to the life and prosperity of this country.

I saw in this morning's paper of the action taken by the State of Connecticut in which it stated that the City of Hartford was in rebellion and might suffer a suspension of its charter because it was enforcing daylight savings laws contrary to the law of the State.

There is much good in this measure, but if we are going to set up a law contrary to the laws of the United States and the State of Pennsylvania, we are in a sense Bolsheviks; and if we defy the laws of the Nation and State we are just as much a Bolshevik as the fellow who waves the red flag and wants to make his own law to suit his condition.

I wish to impress on you in these days of the Bolsheviks, I. W. W.'s and similar organizations, when we are teaching and demanding respect for law and order, that we will be in a sense Bolsheviks ourselves if we vote to set aside and act independent of the law made by the highest law-making body in our land, the Congress of the United States, and the Legislature of the State. I am a firm believer in law and order.

I believe the majority of people of Pittsburgh demand that the Council again go on record on this subject. I believe the ordinance should be put in practice until the courts rule otherwise, or it is repealed. I believe Mr. English's editorial introduced in Council some time ago would be the proper course for Council to pursue—ENOUGH; IT IS THE LAW.

Mr. English arose and said:

Mr. President, I disagree with both of the speakers. The ordinance Council passed in 1919 is not a law and I firmly believe that the City Solicitor will tell you that. The Law of Pennsylvania as was quoted by Mr. Brennen the night of the hearing on this subject is the law of the State and the Council cannot change the time in the City of Pittsburgh for the inhabitants. The only power that Council has, in my opinion, is to change the time or fix the time during which the City employees shall work. Now, I wish the people of Pittsburgh would understand that thoroughly. We can only legislate for the employees in the City of Pittsburgh, working on the city payroll.

The ordinance Council passed is not a binding law and cannot be enforced; it is only a recommendation. It is not binding on the inhabitants of the City. Even the members of Council failed to recognize the new time this morning, when only three members were present to meet the Receivers of the Pittsburgh Railways Company at 11:00 o'clock, both on the old time and Bob Garland's time.

I think this is another case where we should not force our own views on the people of Pittsburgh. My mind goes back to the hearing last Wednesday night, at which hearing the people

argued for and against the ordinance. The man who appealed to me was the one who said that in the hot weather the workers living in the overcrowded and congested districts of the city could not go to sleep due to the children being on the streets an hour longer. He also said that the rest of his wife was disturbed by her having to get up an hour earlier to get his breakfast and pack his dinner bucket. Now, it seems to me that there are many thousands of people suffering in a similar way.

When I speak of those affected by the change of time I do not mean the clerks in the stores, in the banks and in factory offices, because they can regulate their own time and they do regulate it. For instance, if they start at 7:00 o'clock in the morning, they quit at 4:00 in the afternoon, but the men who serve this population must work regardless of the time these clerks start and quit work.

The purpose of this daylight saving law is to provide additional time for recreation for the people of Pittsburgh. I think the ideal solution of this whole question is a five-day work week, then one day for recreation, visits or pleasure and then complete rest for everybody on the Sabbath day. I do not mean that people should be compelled to go to church, but they would have an absolute rest day on the Sabbath. A proposition of that kind would be more beneficial to the people than this extra hour of daylight.

We have heard a lot about recreation. Within another month the school children will be out on the streets. They get plenty of recreation during the school vacation. I do not see where the motion picture business is affected. If the children have the money they will spend it by going to motion picture shows regardless of the hour, but if we do not have prosperity the children will not be able to get money to spend at moving picture shows.

We are going far beyond our power when we attempt to pass a law contrary to the law of the State of Pennsylvania; and it was very charming and musical to hear the first speaker say this ordinance is the law. He did not say it on the resolution to allow Sunday tennis. Strange how one can change his ideas of the State Law when it pleases his own views. As council we cannot do such changing.

Why not take a census of the City to ascertain whether the people are for or against daylight savings? We can instruct the policemen and firemen to make a house to house canvass of the City of Pittsburgh, which could be done within a few days.

When we passed this ordinance in 1919 it was because a great many people petitioned for it. We knew then just as we know now that it would conflict with a State law, but it was hoped that the Legislature would change the State law and make it legal. But the State Legislature refused to

change the law and we should repeal our ordinance for that reason. There is now a great many people opposed to this change of time for the city because it will not be uniform with other sections of the State and with other States. A lot of people who did not bother about it last year are very much in earnest in their opposition today.

I had mill men stop me on the street, as well as railroad and street car men, who asked me to use my influence to have the ordinance repealed. If the ordinance is obnoxious to a majority of the people of Pittsburgh it should be repealed; hence my proposal to take a poll of the people to ascertain their views on the subject. The men who serve the public, it seems to me, are the ones we ought to give some attention to. The clerks in the stores and offices can regulate their own working hours without interruption or interference with their work, or with others.

Take a man like the previous speaker; if he wants to play golf he can leave his business and play golf without regard to city ordinances.

We ought not to be lead away blindly because a few friends want this. I want to say again that it is not a law. You cannot make the people obey it if they don't want to.

The strange thing about this daylight saving law is that the Pennsylvania Railroad Company sent representatives to Harrisburg protesting against the Legislature changing the time and stating it cost them upwards of \$100,000.00 for printing new schedules, yet they fixed their schedules to suit with the new time in Pittsburgh, showing that they don't need any laws from Pittsburgh or Harrisburg, to do what they please. Because of the change in their schedule they took off two trains on our road and give daylight saving as the reason.

Why should we press our personal views on half of the people of the City of Pittsburgh? I again repeat that a census of the population should be taken to learn whether the people want this change of time.

Mr. Garland arose and said:

Mr. President, we would be placing ourselves in peculiar hands by doing that. We know what return the policemen and firemen would make with the example of the administration before them.

In answer to Mr. Winters, I want to state that the great majority of the people of Pittsburgh are for daylight saving.

As far as the motion picture theatre proprietors are concerned, I want to state that they are in the minority; the proprietors of large motion picture houses are not opposed to the Daylight Saving Ordinance. It is the owners of the small theatres who want to keep the people out of the sunshine and put them in stuffy motion picture theatres.

When the Congress of the United States passed the Daylight Saving Law it was for the purpose of getting greater efficiency out of the farmer. That is true. The great State of Illinois, which is a farming state, by a popular vote, adopted Daylight Saving. The State of Massachusetts has also adopted Daylight Saving. Many of the large cities of the country have also adopted Daylight Saving.

Upon which motion, Mr. English demanded a call of the ayes and noes, the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson Garland
Dailey Herron
Robertson (President pro tem)

Noes—Messrs.

English Winters

Ayes—5.

Noes—2.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Garland presented

No. 2861. Communication from G. M. Preedy, Recording Secretary of the Journeymen Plasterers', Local Union No. 31, stating that said Local favored the Daylight Saving Law.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Herron arose and said:

Mr. President, we laid over the Mayor's veto of Bill No. 2551, An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into contracts with the American Reduction Company and the Allegheny Garbage Company for the collection, removal and disposal of garbage and rubbish in the City of Pittsburgh, with a view to having a conference with the Mayor. I understand the Mayor has not returned to the City and before we act on this veto I believe we should learn the views of the Mayor. I move that Council take a recess until 3:30 o'clock, P. M., Tuesday, April 26th, 1921.

Mr. English arose and said:

Mr. President, I don't understand this continued waiting on the Mayor. I am always in favor of giving any member of Council an opportunity to obtain information on any subject before Council, but that will not relieve us from going back on the bargain that we entered into in good faith with these contractors. If the purpose is political, I am opposed to the motion to delay this matter any longer. If we delay this matter further we are liable to lose the whole thing. This is one of the most advanced steps in municipal legislation and it is a mistake for Council not to take advantage of it.

In my opinion we are bound to go through with this proposition for at least one year. Every day we delay setting up the calculating machinery.

get the facts as to actual cost, will cost the City money. I have been fighting for a scheme of this kind for five years and I think we are on the right track now. I believe it is only fair that we guarantee the contractors a fair profit for their service, and I believe it is only fair that the City in return should be given the right to check their books to ascertain the actual cost for this service. By this procedure the element of speculation is eliminated]

I stand ready to vote on this proposition today. If we keep on fooling with this proposition we will lose the right to make such a contract with the firms involved unless it be at a higher figure. We should not interfere with this proposition and any man who does not want to vote for it over the Mayor's veto should stand up and so vote and not dilly-dally with this matter and try to put something up to the Mayor.

Mr. Herron arose and said:

Mr. President, I just want to remind you of the old adage, it is the wounded bird that flutters. The gentleman talks about politics! He ought to be ashamed of himself. The Mayor has made a charge here that we are trying to mulct the City. He ought to be the first man to defend us. If the Mayor has told us the truth, we have no right to accept this contract, and if he hasn't we ought to know it. I am playing that kind of politics which will protect the people of Pittsburgh. I think the Mayor is unfair in his accusation and before Council acts on this ordinance it ought to know the source of the Mayor's charge. The truth ought to prevail.

Mr. Winters arose and said:

Mr. President, I don't understand it that way and don't care anything about the delay. We will have to answer it in our own way. The day on which this matter was before committee, in which the Mayor took part, was unanimously approved by the Mayor and the members of Council. If that be true and if there is a repudiation on the part of one man, or one-tenth of those who were parties to the contract, why should the other nine men not stand up and carry out their part of the contract? If we don't we will repudiate our own understanding or contract with the garbage contractors.

I don't believe the Mayor casts any suspicion in his veto message as far as the members of Council are concerned. But I find he complains of a disease and prescribes no remedy. If he has a remedy he has not stated it.

He says, "I am suspicious that the City will get the worst of the deal." Suspicious of what? I do not think suspicious of Council, but suspicious that the bargain is a bad one and will work to the detriment of the City? That is the only interpretation I can take from that and he may be right.

In view of the fact that the amount for the collection has been set up and

the City will be at the mercy of the contractor because of no competition, everybody knows where there is no competition the City will get the worst of it. When the street car company tied up transportation service and there was no competition the people got the worst of it. You are practically going to pay whatever price the contractors demand in this case because there is no other course to pursue, since there is no disposition on the part of the city to engage in this business.

The Mayor has some reason on his side as Council must remember that under the advice and direction of one member there was cut out of the Director's estimate 25,000 tons of rubbish and garbage on account of the alleged shortage of gas and the people would burn same in their coal stoves and furnaces.

I think if the Council is still of the opinion that the agreement they made was a good one to try for one year they ought to express their decision in the matter by passing this ordinance over the Mayor's veto. If the Mayor has another solution to this question he has not up-to-date presented it.

Mr. English arose and said:

Mr. President, I never wounded a bird in my life and I am not worried about those who are fluttering like a wounded bird. I want to say that if the Council only appropriated \$900,000.00 for the 9 months of 1921 for the collection of garbage and rubbish that means we will expend for this service at the rate of \$75,000 a month. If this Council lets this ordinance die by fooling around with the Mayor and trying to put him in a hole, the Council will be called upon to pass from month to month resolutions for the payment of this service. If the months of January and February can be taken as criterions we will pay out at the rate of \$100,000.00 a month, which means \$1,200,000.00 a year. At this rate the Council will find that there will be a deficit at the beginning of October, and will have to provide \$300,000.00 to pay for October, November and December.

I want to say that I spent some time studying this subject and whether I get credit for it or not, I think it is the right thing in municipal government to get things at cost plus a fair profit to the contractor. I argued with Senator Flinn about this proposition and the wisdom of speculating in public necessities. He has agreed to try this proposition for one year and fixed \$1.50 a ton as the amount to cover profit, taxes, etc. After a year's experience will know whether \$1.50 a ton is a reasonable profit or not. Any reduction from the maximum figures of \$8.22 per ton for garbage and \$9.30 per ton for rubbish will come naturally under this ordinance because it will be the duty of the Controller to certify to the costs. When this veto was transmitted to Council it was said to me that one of the contractors was going to ask 75 cents more on their contract,

and you may have to raise the \$1.50 item to \$2.25 if you do not act on this ordinance today.

I have no brief for Mayor Babcock. When Mayor Babcock is right, I am going to support him; and when he is wrong, I am going to oppose him.

I do not think he is right on this veto and I am in favor of passing the ordinance notwithstanding the veto. When the Council made up the appropriation ordinance, which voted against, they cut off 25,000 tons from Director Davis' estimate, consequently you are going to face a deficit of at least \$200,000.00 if we do not get a reduction from \$8.22 and \$9.30 a ton. I want to state here that I will not vote for any more resolutions to pay these contractors, if it is possible to get a contract like the one I hope we can get under this ordinance. The men who fool around with this proposition will have to take the responsibility. I helped to work out this proposition and think the members of Council knew full well what we wanted to do when this ordinance was passed a few weeks ago. We should not be trying to put the responsibility up to the Mayor. The Mayor ought to be able to take care of himself. They tried this for two months and the Director of the Department of Public Health kept sending in resolutions to make partial payments. I have tried to prevent such part payment resolutions by this ordinance and whether the Mayor agrees or disagrees, Council ought not to delay any longer.

Mr. Herron arose and said:

Mr. President, the gentleman says that he voted against this appropriation. I want to say that I voted for it at its inception. I believe this is a good contract. I am not defending the Mayor who vetoed the ordinance and has seen fit to cast aspersions on the members of Council. Let the Mayor speak for himself. He has seen fit to leave the city after making the charge in his veto message that the city will be mulcted if it enters into this contract. He charges that it would be a bad bargain on the part of the City, yet he prescribes no solution to the matter. If there is no remedy, let us pass the ordinance notwithstanding the objections of the Mayor.

As far as politics is concerned, I wish the election were tomorrow. I would not ask for a better program and I would ask that the voters compare my votes on all propositions with the gentleman who has just spoken and they will find out how many times I am recorded as "not voting."

I say again that the Mayor was not honest in his statement and nobody knows it any better than the gentleman who has just spoken.

I am proud of my vote for that ordinance and would be glad to vote for it again notwithstanding the objections of the Mayor. I have no fear that if this ordinance does not become a law today the companies will raise the rates. My purpose in holding it over for another day is to learn if the Mayor has a better contract to make, because I do believe the City should enter into a contract which would be detrimental to the taxpayers of the City. We hear a good bit about the law and we as councilmen stand in a fine position to have the Mayor go out in the by-ways and highways and tell the people of Pittsburgh that this terrible corporation tried to mulct the City and the Council passed the ordinance for this contract over his head. If the Mayor has the goods let him show it to us and no one will help him quicker than I will. However, I believe he is playing politics in this matter.

Mr. English arose and said:

Mr. President, I just want to correct a statement made by the last speaker. He says that I was opposed to the ordinance. I want to say that I voted for the ordinance and will do so again to make it a law notwithstanding the objections of the Mayor. I did vote against setting up the appropriation in the appropriation ordinance.

Mr. Herron arose and said:

Mr. President, I do not intend to leave the inference that the gentleman voted against this particular ordinance, but he himself said that he voted against the sum set up in the appropriation ordinance for this service.

Personally, I do not think we need this authorization ordinance. I think there was ample authority given the contract ordinance for the Mayor and the Director of the Department of Public Health to enter into these contracts. The Council in passing this present ordinance did so at the request of the Mayor.

And the question recurring on the motion of Mr. Herron, to take a recess until Tuesday, April 26, 1921, at 3:30 o'clock, P. M.

The motion prevailed.

And Council recessed until Tuesday, April 26th, 1921, at 3:30 o'clock P. M.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Tuesday, April 26, 1921

No. 21

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Tuesday, April 26th, 1921.

AFTER RECESS

The hour of 3:30 P. M., having arrived, and the time of the recess having expired, Council was called to order by Mr. Robertson (President Pro Tem.) and there were present:

Messrs.

Anderson	Herron
Dailey	Winters
English	Robertson
Garland	(Pres. Pro Tem.)

Absent—Messrs.

Henderson Oliver

The Chair presented

No. 2862

City of Pittsburgh, Penna.,

April 26th, 1921.

The Honorable, The President and Members of Council of the City of Pittsburgh.
Gentlemen:

I have your communication of yesterday stating that Council had recessed to 3:30 P. M., April 26th, 1921, in order to give the Mayor an opportunity to appear before them relative to the Bill ordering a contract for the removal of garbage and rubbish.

In my veto message of April 11th, 1921, I covered the subject very fully in my opinion and have no further comment to make on it.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Herron arose and said:

Mr. President, the Director of the Department of Public Health, the City Solicitor and the representatives of the Garbage Companies are present and before we take action on the Mayor's veto we should learn the views of the Mayor in regard to this contract. I would therefore ask that the Clerk again request the Mayor to appear before Council.

(The Clerk, E. J. Martin, went to the Mayor's Office and requested the presence of the Mayor at the meeting.)

Mr. Ben L. Anderson, Secretary to Hon. E. V. Babcock, Mayor, appeared

before Council, and said:

Mr. President and Members of Council: I conveyed to the Mayor the sense of the resolution, adopted by Council, and he said alright, and a few minutes later I noticed that he had left the office. I thought he had gone to attend the Council meeting. I do not know where he is now.

Mr. Herron arose and said:

Mr. President, the Mayor has intimated certain things about this matter that he should explain, and I have asked that this meeting be called so that he would have an opportunity to make his explanation to Council. That is my only reason for asking him to come here. However, he has seen fit to stay away from this meeting.

I would now ask that the Mayor's veto message be read and the representatives of the Garbage Companies be asked whether there is any truth in the Mayor's statement that the City will get the worst of the deal if these contracts are made as provided for in the ordinance now before us.

(The Mayor's veto message was again read at this time.)

Mr. Herron said:

I would like to ask the Director of the Department of Public Health, first, whether or not the contracts that we expect to execute under this ordinance cannot be safeguarded by the manner in which we are attempting to do it?

Mr. William H. Davis, Director of the Department of Public Health, said:

That is a matter of opinion and accounting, Mr. Herron. I am not an expert accountant and I would not care to say what the Controller's Office can do. As far as lies in my power I will see that the City gets the correct weights; but when it comes to estimating the value of the work done to get the rebate (if I may call it that) of \$1.50 a ton, that is up to the Controller's Office.

Mr. Mr. Herron said:

Assuming that the Controller's Office does its work properly and well?

Mr. Davis said:

Yes, sir; I haven't any idea as to how he proposes to do it?

Mr. Herron said:

Do you think that is a good contract?

Mr. Davis said:

I would not care to express an opinion on that question.

Mr. Herron said:

Do you believe that the books can be audited to ascertain the standing of the company and ascertain whether they are making a profit or losing money?

Mr. Davis said:

I believe that can be done, yes, sir.

Mr. Herron said:

Then you believe this would be a good contract for the City to enter into?

Mr. Davis said:

I had a talk with the representative of one of these companies, with the President of the Company, and he said there might be some difficulty about it. For instance, he said they were storing tankage because there was no proper market for it, and as to what tankage will be worth six months from now to his mind a pretty open question. That and other by-products and their costs enter into this matter.

Mr. Herron said:

Supposing for instance we sustain the Mayor's veto, what steps will you take to have the garbage and rubbish removed?

Mr. Davis said:

Just what we are doing now. Collect once a week from all private residences and one a day from the market, fish stands and hotels, etc.

Mr. Herron said:

You would provide the same means of collection?

Mr. Davis said:

Precisely.

Mr. Herron said:

Will you expect a reduction in the price?

Mr. Davis said:

Well, that is another matter of opinion.

Mr. Herron said:

We will be glad to sustain the veto of the Mayor if a reduction in price can be obtained by not entering into a contract such as is provided for in this ordinance. I stand ready to vote to sustain the Mayor's veto if by doing so we make conditions better for the City than they are now. The Director of the Department of Public Health has to do business with these firms. I would like to ask him, does he expect to do it for less money or will the contractors collect less garbage and rubbish?

Mr. Davis said:

The question what will be done has not been taken up, and I cannot answer for what the contractors will do.

Mr. Herron said:

What will you do?

Mr. Davis said:

That is a matter of development. I will turn to the only people who are equipped to do this work; and if they refuse to work for us, that is another story.

Mr. Garland said:

Director, at what price will you pay them?

Just at as low a price as I can get the work done.

Mr. Garland said:

Will that be by contract?

Mr. Davis said:

I will be guided in all my actions by the Department of law.

The Chair:

When the Mayor sent in the veto, did he consult you?

Mr. Davis said:

Absolutely not. The Mayor does not consult me at all on matters of veto.

Mr. Dalley said:

Director, how much did it cost the City to remove the garbage and rubbish from that part of the Twentieth ward formerly known as Chartiers Township?

Mr. Davis said:

The City assumed the contract the former Township of Chartiers had which called for the collection of garbage at \$.50 a ton. However, the Township collected 50 cents a week from all residences who had this service, and if a deficit occurred the Township made up the difference. The contractor tried it for two months and quit, saying he could not operate at a profit for less than \$9.00 a ton. He was obliged to collect from all resi-

dences in the Township after it became a part of the city, but under the contract he had with the Township he only collected from certain residences. The contractor's objections to continuing collection was because of the scattered districts—a large portion of Charters Township being farm land.

Mr. Garland said:

Would he continue to collect this stuff at \$9.00 a ton?

Mr. Davis said:

Yes, sir.

Mr. Herron said:

Where is the reduction plant located, to which this contractor removed this stuff?

Mr. Davis said:

It is located in Carnegie—I don't know whether it is in Carnegie or Kennedy Township. We paid him on the weight as reported by the Borough of Carnegie scales.

Mr. Garland said:

If we sustain the Mayor's veto we have no contract?

Mr. Davis said:

As to that, I would leave my course up to the Law Department.

Mr. Garland said:

Under those circumstances, will it be your purpose to advertise for and award a new contract if we sustain the Mayor's veto, or do you expect to go along for the rest of the year without a contract?

Mr. Davis said:

My advice would be to advertise for and award a contract.

Mr. Garland said:

If we sustain the Mayor's veto we have no contract?

Mr. Davis said:

We have no contract now—not since the first day of January.

Mr. Herron said:

I would like to ask City Solicitor Prichard if the City has sufficient authority under the previous ordinance passed by Council to enter into a contract with these firms for the collection, removal and disposal of garbage and rubbish?

Mr. Prichard said:

Yes, sir.

Mr. Dalley said:

I would like to ask Director Davis how long in 1920 it was before the contract was signed?

My impression is that the contract was signed immediately. However, in 1919, which you are referring to, was delayed six months.

Mr. Dalley said:

As a result of that, there was a deficit at the end of 1919?

Mr. Davis said:

It was something like \$125,000.00.

Mr. Dalley said:

You exceeded your appropriation in 1920?

Mr. Davis said:

Yes, sir.

Mr. Dalley said:

I think it is illegal on the part of the Mayor that he has not signed the contract. He sent four resolutions for payment of the 1921 rates and now says the price is too high, but he does not offer a solution.

Mr. English said:

I would like to ask the contractor's representatives if they are willing to go through with this contract providing for a profit of \$1.50 a ton and the City Controller's office be allowed to audit their books?

Mr. Wm. Hill, President of the American Reduction Company, said:

Mr. President and Members of Council:—When the present contract was entered into last January grease was selling for 4 cents a pound and this week it has sold as low as 1½ cents a pound. If the present contract was not approved by the City we will be compelled to ask for new and higher prices on account of the reduction in the price of by-products. The agreement entered into with the members of Council, the Mayor and the Director of the Department of Public Health still stands.

Mr. English said:

I would like to know if the representative of the Allegheny Garbage Company agrees with what Mr. Hill has said.

Mr. John Baird, representative of the Allegheny Garbage Company, said:

I agree with Mr. Hill in his statement.

Mr. Winters said:

I want to read you the law. "All contracts relating to City affairs shall be let to the lowest responsible bidder, after reasonable notice. When the contract exceeds five hundred dollars, such notice shall be by advertisement; when less than that amount, or when purchased at public sale, advertisement may be dispensed with. Every contract shall be let by the Mayor and head of the proper department." Mr. President, the question comes in my mind, that having presented a public contract, inviting bids and bids were received and accepted, and that that proposition having been as in the ordinance signed by the Mayor and the head of the department, it seems that it is a contract, and the Mayor might possibly be forced to sign the contract whether he wants to sign it or not.

Mr. Garland said:

Mr. President, the Director, I believe, said that the Mayor has not accepted the bids.

Mr. Herron said:

I would like the City Solicitor to take Mr. Winters' question and give us an opinion.

Mr. Prichard:

I would rather not give an off-hand decision or opinion without having before me all the facts in the case. I would not care to answer that question without some study.

Mr. Herron said:

The City is confronted with a serious situation if the ordinance fails of passage over the Mayor's veto, and the garbage refuse to collect the garbage and rubbish. It was even intimated that the garbage companies could enter into private contracts. Mayor Babcock has some means of disposing of his garbage and rubbish, but thousands of other persons have not. The first thing we know Director Davis will be coming in to us requesting an appropriation to put down a plague.

Mr. Winters said:

I would like to ask the City Solicitor another question. Suppose the Council should pass the ordinance over the Mayor's veto and he still refused to sign the contract?

Mr. Prichard said:

If the terms are all set forth in the contract, he could be mandated.

Mr. Garland said:

The Mayor has been signing the resolutions authorizing payment to these companies for this service.

Mr. Herron said:

In case the Mayor refuses to sign the contract, will the companies wait until the mandamus proceedings are completed?

Mr. Hill said:

We have always acted fair with the City and always will so far as we can. At the present time we are under an enormous expense and there is absolutely no profit in the business. Our March money was due several weeks ago and our April money will be due in another week. Unless this money which is owed us is forthcoming within a reasonable time we will not be able to carry on our business.

Mr. English said:

I suggest that we proceed to vote on the veto.

UNFINISHED BUSINESS

Bill No. 2800. Communication from the Mayor returning, without his approval, Bill No. 2551, An Ordinance to enter into contracts for the removal of garbage and rubbish.

In Council, April 18th, 1921, Read and laid over for one week and copy to be furnished each member.

Also

Bill No. 2551. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into contracts with the American Reduction

Company and W. & H. Walker, Inc., Allegheny Garbage Company Department, for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for the year commencing January 1, 1921, and ending December 31, 1921."

In Council, April 18th, 1921, Bill returned by the Mayor without his approval and laid over for one week.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, I believe it is my duty to the people of Pittsburgh to vote for this ordinance notwithstanding the veto of the Mayor.

I have studied this question for several years and I have come to the conclusion that no one should be allowed to speculate in public necessities, such as transportation, and garbage and rubbish collection. Capital should receive a fair profit and the people should receive good service and the cost should be borne by the people who receive the benefits. I think this is the right plan for the operation of public utilities. It is a big problem for the City to attempt to own and operate any public utility; but if we can secure private corporations to enter into a spirit of reciprocity, which they have done in this matter we will eventually solve this perplexing problem.

This ordinance provides for a fixed profit of \$1.50 per ton. The City in return will get good service, because if the contractors are to make money at all they will endeavor to collect as much garbage and rubbish as they possibly can every day, because for every ton they collect they will receive \$1.50 profit. The only element of doubt is whether that profit of \$1.50 a ton is a fair profit. Frankly I will admit that I don't know whether \$1.50 a ton profit is too much or too little for the City to pay. On the other hand, I don't know whether \$1.50 profit a ton is too much or too little a profit for the contractor to receive. They are compelled to pay out of this \$1.50 profit all overhead expenses and income taxes.

My hope and expectation is that the Controller of the City will discover the amount of money invested, the depreciation item, cost of operation, etc. when the books are examined and Council will know exactly whether \$1.50 a ton is fair or not. Next year Council will not be in doubt because we will have the exact facts.

Now, my opinion is that it is a very proper thing for the Council to pass this ordinance over the Mayor's veto, and I am sorry that the Mayor does not join Council in this proposition. This ordinance was drawn up and designed for the purpose of taking care of this question without permitting it to run on indefinitely without a definite policy being fixed. I am satisfied that the Controller will have his accountants

make a thorough audit of the books of the companies to ascertain their costs, the amount of capital invested and all the various items that enter into the cost of this business. When this information is presented to Council we will then be in a position next year when discussing the appropriation for this utility to determine whether or not \$1.50 a ton profit for this service is too much or not enough. That is the only element of doubt in this matter. I don't anticipate that the contractors will deliberately cheat, lie or steal, but will furnish correct information regarding this matter. There may be a few slip-ups on the part of some of the employees of the companies because we cannot expect perfection.

The big element in this whole thing is the spirit of reciprocity between the City and a company which has practically a monopoly on a great public necessity.

I think this marks a step in municipal law, which if we can get away to a successful start, will convince not only Mayor Babcock, but the people of Pittsburgh, who pay taxes for this service, that this is the proper thing to do.

I hope every member of Council will vote to make this a law notwithstanding the veto of the Mayor. I don't think a big question of this kind should be made a matter of personal controversy, but that we should try to do the best we can regardless of what any other official thinks about this proposition. I think the Council has done a good job and I would be happy indeed if a unanimous vote was cast for this ordinance notwithstanding the objections of the Mayor.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.	
Anderson	Herron
Dailey	Winters
English	Robertson
Garland	(Pres. Pro Tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the bill became a law notwithstanding the objections of the Mayor.

Mr. Herron presented

No. 2863. Resolution authorizing the issuing of a warrant in favor of J. W. McCarthy in the sum of \$250.00, for damages to his automobile by being run into by Fire Engine of No. 8 Engine House, and charging the same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 2864. Communication from Letitia D. Stewart, Recording Secretary, Allegheny County Women's Christian Temperance Union, relative to gambling to be carried on by Lodge No. 47, L. O. O. M., North Side, Pittsburgh, Pa., at Moose Exposition to be held on the North Side from April 23 to April 30, 1921, inclusive.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and a copy be sent to the Department of Public Safety for its information.

Which motion prevailed.

And on motion of Mr. Garland
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, May 2nd, 1921

No. 22

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, May 2nd, 1921.

Council met.

Present—Messrs.

Anderson Oliver
Dailey Robertson
English Winters
Garland Herron (President)

Absent—Mr. Henderson.

PRESENTATIONS

Mr. Anderson presented

No. 2865. Resolution authorizing the issuing of a warrant in favor of David Braun, in the sum of \$2,230.43, or so much of the same as may be necessary, for one (1) lot of groceries for the Pittsburgh City Home & Hospital, and charging same to Code Account No. 1320-C.

Which was read and referred to the Committee on Charities and Correction.

Mr. Dailey presented

No. 2866. Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the following persons in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule

	Amt.	App. No.
Doctors Johnston & Grier..	\$25.00	1447
James L. Hoban.....	55.95	42
William J. Kane.....	99.75	42

Which was read and referred to the Committee on Finance.

Also

No. 2867. An Ordinance a supplement to an ordinance entitled, "A supplement to an ordinance entitled, 'An Ordinance regulating, in the interest of public safety, health and convenience, the movement of pedestrian, animal and vehicular traffic of every kind, in streets, parks, bridges, squares and public places, and providing a penalty for the violation thereof,' approved June 3, A. D. 1910, and recorded in Ordinance Book 21, page 546," approved June 30, A. D. 1915, and recorded in O. B. Volume 27, page 41.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 2868. Resolution authorizing the issuing of a warrant in favor of D. J. Kennedy Company in the sum of \$84.57, or so much of the same as may be necessary, in payment for coal furnished Leech Farm Sanatorium, and charging same to Code Account No. 1231.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Oliver presented

No. 2869. An Ordinance granting unto the Pittsburgh Lubricating Company, its successors and assigns, the right to construct, maintain and use bridge over and above Spruce Way, approximately 155.71 feet eastwardly from the eastern line of Thirty-third Street, for the purpose of conveying materials etc., between the buildings of the Pennsylvania Lubricating Company, said buildings being located on opposite sides of Spruce Way, Sixth Ward, City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2870. Resolution authorizing the issuing of a warrant in favor of Marie Halpin in the sum of \$369.19,

being one-half of the salary of her brother, Daniel J. Halpin, employed as a driver in the Bureau of Fire during the time he was in the service of the United States Army (August 10, 1917 to April 19, 1919) upon the certification by the Director of the Department of Public Safety that Marie Halpin was in fact dependent on her brother from August 10, 1917 to March 10, 1918, and charging same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 2871. An Ordinance authorizing and directing the construction of a public sewer on Highwood Street, from a point about 15 feet east of Stayton Street to the existing sewer on Brighton Road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2872. An Ordinance appropriating and setting aside from the proceeds of the sale of "Highland Park Improvement Bonds, 1919," Bond Fund Appropriation No. 213, the sum of \$2,000.00, for the payment of engineering expenses, including salaries, supplies, materials, equipment, and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 2873. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Washington Boulevard, from Heth's Run Bridge eastwardly to present paving in Highland Park, and authorizing and setting aside the sum of \$81,000.00 from the proceeds of the sale of "Highland Park Improvement Bonds, 1919," Appropriation No. 213, for the payment of the costs thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2874. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, in conjunction with the repaving of South Eighteenth Street from East Carson Street to Josephine Street, to include in the advertisement for proposals and award of a contract or contracts therefor, the regrading of, and relaying of sidewalks on, South Eighteenth Street between Edwards Way and Josephine Street, and authorizing the setting aside of an additional sum of Ten Thousand (\$10,000.00) Dollars, from the proceeds of "Street Improvement Bonds," Bond Appropriation No. 194-B, for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Also

No. 2875. Resolution authorizing the issuing of a warrant in favor of Frick & Lindsay Company in the sum of \$639.02, or so much of the same as may be necessary, in payment for extra heavy wrought iron pipe for the Filtration Plant, and charging same to Code Account No. 203-A.

Which was read and referred to the Committee on Filtration and Water.

Mr. Garland presented

No. 2876. Resolution authorizing the issuing of a warrant in favor of Stoner Thaw and Company, Limited, in the sum of \$1,000.00, being settlement in full for damages sustained by them in the widening of Carson Street West from the Point Bridge to South Main Street, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2877. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$191.91, for services rendered to the Department of City Planning, in a consulting capacity, during the month of April, 1921, and charging same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 2878. Resolution authorizing the City Controller to transfer \$4,656.00 from Code Account No. 1671, Supplies, City-County Building, to Code Account No. 1726½, Wages, Regular Employees, Exposition Buildings, Bureau of City Property.

Also

No. 2879. Resolution authorizing, empowering and directing the City Controller to transfer \$5,000.00 from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1430, Item C, Supplies, General Office, Department of Public Safety; \$500.00 from Code Account No. 1444, to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety; \$100.00 from Code Account No. 1444 to Code Account No. 1437, Item C, Supplies, Division of Weights and Measures, General Office, Department of Public Safety; \$5,000.00 from Code Account No. 1444 to Code Account No. 1449, Item C, Supplies, Bureau of Police; and \$2,000.00 from Code Account No. 1444, to Code Account No. 1450, Item D, Materials, Bureau of Police.

Also

No. 2880. Resolution authorizing and directing the Mayor to execute and deliver a deed to William E. Reuhl and Annie C. Reuhl, his wife, for Lots 387 and 388 in Samuel Garrison Plan located on Antietam Street, Tenth Ward, for the sum of \$2,610.00.

Also

No. 2881. Resolution authorizing and directing the Mayor to execute

and deliver a deed to Thomas C. Moone for three lots located on Wadsworth Street, in A. C. Watkins Aliquippa Place Plan No. 2, for \$175.00 each; \$52.50 being paid upon the execution and delivery of deeds, and the balance to be paid in equal monthly installments.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 2882. Resolution authorizing the issuing of a warrant in favor of Elmer E. Herman and Nellie Herman in the sum of \$456.00 in full payment for all claims for damages to their property by the widening of East Ohio Street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 2883. Communication from E. S. Morrow, City Controller, transmitting tabulation showing the summary of estimated receipts for 1921 and accruals and receipts to March 31, 1921.

Also

No. 2884. Communication from E. S. Morrow, City Controller, transmitting report of F. A. Kimball, City Auditor, relative to Chartiers Township Road Taxes remaining unpaid.

Which were severally read and referred to the Committee on Finance.

Also

No. 2885. Communication from General Willis F. Hulings Camp No. 77, United Spanish War Veterans, asking that the ceiling and walls of the meeting room in the Municipal Building on Frankstown Avenue be repainted.

Also

No. 2886. Communication from the Lawrenceville Board of Trade asking for a hearing relative to the widening of Denny, Ligonier and Friendship Avenues at the intersection of Penn Avenues; the conversion of a plot of ground on Liberty Avenue between Twenty-ninth and Thirtieth Streets into a playground, and regarding the removal of the shelter house at Thirty-fourth Street and Penn Avenue.

Which were read and referred to the Committee on Public Works.

Also

No. 2887. Communication from the Chamber of Commerce's Special Committee to study the Street Car Situation in Pittsburgh asking Council's views regarding this subject.

Which was read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 2888. Report of the Committee on Finance for April 26, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2813. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of eleven (11) motors, more or less, for the Municipal Garage and Repair Shop, Exposition Building.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Dalley

English

Garland

Oliver

Robertson

Winters

Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2849. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Public Comfort Station at the intersection of East Ohio and Chestnut Streets, and authorizing the setting aside of Twenty-two thousand dollars (\$22,000.00) from the proceeds of 'Public Comfort Station Bonds, 1919,' Appropriation No. 202, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Dalley

English

Garland

Oliver

Robertson

Winters

Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also Bill No. 2766. Resolution authorizing the issuing of a warrant in favor of Julia C. McClung for the sum of \$400.00, and a warrant in favor of Herbert A. Reed, for the sum of \$1,500.00, in full payment for property taken by the City in the grading, paving and curbing of Comet Way, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2815. Resolution authorizing the issuing of a warrant in favor of the Federal Electric Co., in the sum of \$750, refunding money paid for building and wiring permit taken out for property at 2316 Arlington Avenue, Mt. Oliver, by mistake, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2816. Resolution authorizing the issuing of a warrant in favor of the Potter Title and Trust Company in the sum of \$759.45, in pay-

ment of examination of titles on certain properties transferred to the City, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2822. Resolution authorizing the issuing of a warrant in favor of Downtown Post No. 231, American Legion, refunding for the sum of \$50.00, which was expended for rent for the use of Exposition Hall, Thursday, April 21st, 1921, same to be chargeable to and payable from Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2827. Resolution authorizing the issuing of warrants in favor of William C. Scott in the sum of \$180.00, William H. Dalzell for \$180.00, and R. J. Beck for \$180.00, for services in auditing the books of the former Township of Chartiers, and charging the same to Appropriation No. 50, Chartiers Township.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2828. Resolution authorizing the issuing of a warrant in favor of The Fort Pitt Typewriter Co. in the sum of \$22.50, for repairing Underwood typewriter in the Department of Law, and charging the same to Code Account No. 1074, Miscellaneous Services; warrant in favor of Business Furniture Co. in the sum of \$11.00, for moving steel filing cases in the Department of Law, and charging the same to Code Account No. 1074, Miscellaneous Services, and a warrant in favor of the Boroughs Adding Machine Co. in the sum of \$43.35, for repairing adding machine in the Bureau of Public Improvements of the Department of Law, and charging the same to Code Account No. 1089-B, Miscellaneous Services.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2850. Resolution authorizing the issuing of a warrant in favor of R. T. Pearson and Co., Agents for L. and M. Schlelein, in the sum of \$300.00, in payment for rent of property on East Street, Twenty-fourth Ward, used by City as playground, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2824. Resolution setting aside the sum of \$50,000.00 from Code Account No. 1591, "E", Restoration Bigelow Boulevard at Kirkpatrick Street, for the purpose of doing this work, and authorizing the issuing of warrants in payment of same.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Robertson arose and said:

Mr. President, I do not thoroughly understand the purpose of this ordinance; whether the Department of Public Works contemplates constructing a viaduct in addition to constructing drains on Bigelow Boulevard at Kirkpatrick Street and for that reason I have asked the Director of Public Works to come here and explain the ordinance. Mr. Brown is here and I ask that he be given the privilege of the floor.

Mr. N. F. Brown, Director of the Department of Public Works, said:

Mr. President and Gentlemen of Council: It is not the intention of the Department of Public Works to construct a steel viaduct, supported by stone or concrete abutments, across the slide in order to straighten out the alignment of the Boulevard. A proposition of this kind would involve an expenditure of over a half million dollars, which is not justified. This would also involve a large yearly maintenance cost.

Another plan which was proposed previously, included the construction of a heavy retaining wall which would reach a height of seventy feet to the Boulevard level and would probably be thirty or forty foot wide at the base. This is also very undesirable, as it would cost an enormous amount of money. These plans would run the cost of the construction work up to an amount more than double our present appropriation for fixing up the Boulevard at this point.

It is our purpose in awarding a contract and starting some preliminary work here, to locate and control the surface, drainage, water and also to trap the water under the ground on the south side of the Boulevard. It will also be necessary to drive piles to rock at two or three places along the top of the slide, crossing the Boulevard transversely, and construct French drains, which will reach to the rock. Over these drains we will probably construct arches to protect same and in this manner gradually widen and raise the Boulevard to a new grade.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2671. Resolution authorizing the City Solicitor to satisfy the lien at No. 668 January Term, 1921, Docket "B," against the property of Edith C. Lawler, in the sum of \$450.00 together with the costs and interest thereon, on account of the opening of O'Hara Street, from Boquet Street to DeSoto Street.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2765. Resolution transferring the sum of \$6,779.26 from the amount set aside in Ordinance No. 329, approved July 8th, 1920, to General Fund, Code Account No. 201, for the purpose of paying labor and furnishing material, etc., for the erection of playground apparatus.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2825. Resolution authorizing and directing the City Controller to transfer the sum of \$420.82 to Contract (year 1920) for printing and binding Municipal Record, Code Account No. 1004, from the following:

From Code Account No. 1004,	
Contract for printing Council	
Files (year 1920)	\$170.90
From Code Account No. 42, Con-	
tingent Fund (year 1921)	249.92
	\$420.82

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2680. Resolution providing that, in any negotiation that may arise out of proposed reorganization of the Pittsburgh Railways Company's system, and which may require the City's consent and additional legislation, this Council will insist on payment of all verdicts and judgments against said Company for death and personal injuries remaining unpaid at the time of such reorganization.

In Finance Committee, April 26, 1921
Read and amended by striking out the words "insist on" and by inserting:

Heu thereof the words "strongly urge the," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2848. An Ordinance entitled, "An Ordinance annulling Contract No. 5322, Mayor's Office file No. 274, entered into April 22, 1920, with M. O'Herron Company, for the grading, paving and curbing of Melwood Street, from Ridgway Street to Denver Street, acknowledging an indebtedness to the said M. O'Herron Company in the sum of \$59,593.45, providing for the payment of the same, and authorizing the Controller, if necessary, to acknowledge the assignment of said indebtedness."

Which was read.

Mr. Garland moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Robertson presented

No. 2889. Report of the Committee on Public Works for April 26, 1921, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2333. An Ordinance entitled, "An Ordinance opening South Dunfermline Street, in the Fourteenth Ward of the City of Pittsburgh, from the northerly line of Reynolds Street to a point 257.66 feet southwardly therefrom; establishing the grade thereon, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2577. An Ordinance entitled, "An Ordinance opening Dahlem Way, in the Twelfth Ward of the City of Pittsburgh, from Hamilton Avenue to the westerly line of the Plan of Partition of the Estate of Jacob Dahlem; establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2844. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the southeasterly sidewalk and on the roadway of Norton Street, from points about 25 feet southwest of Sandwich Street and about 190 feet east of Kuhn Street to the existing sewer on Norton Street at Prospect Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2852. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Perry View Avenue, from Perrysville Avenue to the northerly line of Perry Park Plan, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson

English
Garland

Winters
Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2819. Resolution approving the payment of extra work amounting to \$1,934.82, in the contract with Frank Donatelli for the construction of a sewer on the west sidewalk of Beechwood Boulevard, from the existing sewer on the west sidewalk of Beechwood Boulevard at Forbes Street to the existing sewer on Beechwood Boulevard at Aylesboro Avenue.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Winters presented

No. 2890. Report of the Committee on Filtration and Water for April 26, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2847. Resolution authorizing the issuing of a warrant in favor of the Director of the Department of Supplies, or authorized agents, not to exceed the sum of \$100.00, to defray expenses for an inspection trip for filtration hose; the same to be chargeable to and payable from Code Account No. 1750.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Anderson	Oliver
Dailey	Robertson

English Winters
Garland Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the Resolution passed finally.

Mr. Dalley by leave presented.

No. 2891. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 1040, Supplies, Supervisor of City Stables, to Code Account No. 1041, Equipment, Supervisor of City Stables, for the purpose of purchasing a Ford automobile.

Which was read and referred to the Committee on Finance.

Mr. Garland by leave presented

No. 2892. Resolution providing that the expenses of the trip of Director Alderdice and Capt. Edeburn in attending the National Police Conference to be held in the City of New York beginning May 3rd, be paid from Code Account No. 1459-M. Traveling Expenses, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Also

No. 2893. Communication from W. M. Jacoby, Secretary, Retail Merchants' Association of Pittsburgh, stating that the said Association unanimously adopted a resolution endorsing the action of the Chamber of Commerce in opposing the granting of an injunction against the Daylight Saving ordinance now in effect.

Which was read, and on motion of Mr. Garland, received and filed.

Also

No. 2894. Communication from Chas. B. Prichard, City Solicitor, stat-

ing that Mr. George N. Monro, Jr., Special Ass't City Solicitor in charge of Public Utilities Litigation, has a report to submit to the Mayor and Council, in connection with the 1920 operating receipts and expenditures of the Receivers of the Pittsburgh Railways Co., and asking that a conference be held today if possible.

Which was read, and on motion of Mr. Dalley, received and filed, and that a conference be held on Tuesday, May 3rd, 1921, at 11 o'clock, a. m.

MOTIONS AND RESOLUTIONS.

Mr. Dalley moved.

That the following members be excused for absence from Council and Committee meetings:—

Mr. Anderson on January 31; February 1 and 28; March 1, 16, 21, 22, 23 and 31, and April 19, 1921.

Mr. Dalley on March 7, 1921.

Mr. English on February 9; March 28, and April 19, 1921.

Mr. Garland on February 7, 8, 9, 16, 17, 23 and 26; March 23, and April 13 and 26, 1921;

Mr. Henderson on January 31; February 1, 7, 8 and 9; March 31, and April 1, 4, 11, 12, 13, 18, 19, 25 and 26, 1921.

Mr. Herron on April 11, 12 and 13, 1921;

Mr. Oliver on March 1, and April 25 and 26, 1921;

Mr. Robertson on February 7, 8, 9 and 17, 1921;

Mr. Winters on February 1 and 23; March 16, and April 19, 1921;

Which motion prevailed.

And on motion of Mr. Winters
Council adjourned.



THE
OFFICE
OF THE
ATTORNEY
GENERAL
OF THE
STATE OF
NEW YORK
IN SENATE
JANUARY 10, 1901
REPORT
ON THE
ADMINISTRATION
OF THE
OFFICE
DURING
THE
YEAR
1900
BY
JAMES C. CLARK,
ATTORNEY GENERAL.

ALBANY:
J. B. LIPPINCOTT & CO.,
PRINTERS,
1901.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, May 9th, 1921

No. 23

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, May 9th, 1921.

Council met.

Present—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Absent—Messrs.

Anderson	Henderson
----------	-----------

PRESENTATIONS

Mr. Dalley (for Mr. Anderson) presented

No. 2895. An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing a combination truck for the use of the Bureau of Tests, Department of Public Works, and providing for the payment of the costs thereof.

Also

No. 2896. An Ordinance amending Section 100, Department of Public Works, Bureau of Tests, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920, and which was amended by Ordinance No. 472, which became a law

January 3, 1921, so as to provide an Inspector Chemist in the Bureau of Tests.

Also

No. 2897. An Ordinance amending Section 53, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920, and which was amended by Ordinance No. 472, which became a law January 3, 1921, so as to provide two (2) Special Construction Engineers in the Bureau of Engineering.

Which were severally read and referred to the Committee on Finance.

Also

No. 2898. Resolution authorizing the issuing of a warrant in favor of Louis Ruhe in the sum of \$918.00, or so much of the same as may be necessary, for animals purchased for Highland Park Zoo, and charging same to Code Account No. 1848.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Dalley presented

No. 2899. Resolution authorizing the issuing of a warrant in favor of the Craig Electric Company for \$62.50 for safety devices installed in the main switch board room of the City-County Building, and charging same to Code Account No. 156, City-County Building.

Which was read and referred to the Committee on Finance.

Also

No. 2900. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs preliminary to the restoration of Bigelow Boulevard at Kirkpatrick Street, and authorizing the setting aside of \$50,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," for the payment of the costs thereof.

Which was read and referred to the Committee on Public Works.



THE
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English	Winters
Garland	Herron (President)
Oliver	

Absent—Messrs.

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PRESENTATIONS

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Which was read and referred to the Committee on Public Works.

Mr. English presented

No. 2901. Resolution authorizing and directing the Mayor to execute and deliver a deed to John W. Long and Mary Long, his wife, for Lot No. 525 located on Curtin Avenue, Eighteenth Ward, for the sum of \$700.00.

Also

No. 2902. Resolution authorizing the City Controller to transfer the sum of \$300.00 from Code Account No. 1773-D, "Materials," Bureau of Light, to Code Account No. 1505-F, "Equipment," Director's Office, Department of Public Works.

Which were read and referred to the Committee on Finance.

Also

No. 2903. Communication from the Department of Public Health submitting report showing amount of garbage and rubbish removed during the month of April, 1920, and the month of April, 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 2904. Communication from Memorial Day Committee, G. A. R., asking for an additional appropriation of \$300.00 for Memorial Day Celebration.

Also

No. 2905. An Ordinance appropriating and setting aside from the proceeds of Public Comfort Station Bonds, 1919, Bond Fund Appropriation No. 202, the sum of \$1,200.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2906. An Ordinance appropriating and setting aside from the proceeds of West Park Improvement Bonds, 1919, Bond Fund Appropriation No. 200, an additional sum of \$2,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2907. An Ordinance appropriating and setting aside from the proceeds of North and Irwin Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, an additional sum of \$3,500.00 for the payment of Engineering Expenses, including salaries, wages, supplies, equipment, materials, and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 2908. An Ordinance appropriating and setting aside from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of \$4,500.00 for the payment of Engineering Expenses, including salaries, wages, supplies, equipment, materials and mis-

cellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 2909. An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Valley Park Bonds, 1919, Bond Fund Appropriation No. 226, the sum of \$12,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 2910. An Ordinance appropriating and setting aside from the proceeds of Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201, an additional sum of \$25,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 2911. Trio Plan of Lots situate in the Tenth Ward, Pittsburgh, Pa., laid out by Marko Bubanovich, et al., and the dedication of Woodbine Street, Coleridge Street and Arcade Way shown thereon.

Also

No. 2912. An Ordinance approving the "Trio Plan of Lots," in the Tenth Ward of the City of Pittsburgh, laid out by Marko Bubanovich, et al., accepting the dedication of Woodbine Street, Coleridge Street and Arcade Way as shown thereon for public use for highway purposes, opening and naming the same, and establishing the grades thereon.

Also

No. 2913. An Ordinance establishing the opening grades on Ancy Way, Dickson Street, Mullins Street, Plough Street and Pitler Street as laid out and proposed to be dedicated as legally opened highways by the Pittsburgh City Garden Company in a plan of lots of their property in the Twenty-seventh Ward of the City of Pittsburgh named "Garden Square Plan of Lots."

Also

No. 2914. An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson Street East, from the south approach to the Smithfield Street Bridge to South First Street.

Also

No. 2915. An Ordinance fixing the width and position of the sidewalk and roadway of Swan Way, from Stanton Avenue to Wellesley Avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 2916. An Ordinance authorizing the purchase from Edward Richard of a certain tract or piece of land situate in the Twenty-seventh Ward, and having erected thereon a two-story frame house, for the sum of Two Thousand (\$2,000.00) Dollars, and making the appropriation therefor.

Also

No. 2917. Resolution authorizing and directing the Mayor to execute and deliver a deed to E. L. Kirby for Lot No. 55 in Robert Henderson Heirs' Plan, located on Warren Street, Twenty-fifth Ward, for the sum of \$150.00.

Which were read and referred to the Committee on Finance.

Also

No. 2918. Resolution authorizing the issuing of a warrant in favor of the Good Roads Machinery Company for the sum of \$609.71 for two Champion Snow Plows furnished the Bureau of Highways and Sewers, and charging same to Appropriation No. 1626, Equipment and Machinery, Cleaning Highways, Bureau of Highways and Sewers, Department of Public Works.

Also

No. 2919. Resolution authorizing the issuing of warrants in favor of the South Side Coal & Supply Company for \$11.00 for coal furnished the Highland Park Reservoir and for the sum of \$107.00 for coal for the Asphalt Plant, and charging same to Code Account Nos. 1763 and 1655, respectively.

Also

No. 2920. Resolution authorizing the issuing of a warrant in favor of Taylor-Wilson Mfg. Company in the sum of \$550.00, or so much of the same as may be necessary, for mixer blades for the Asphalt Plant, and charging same to Code Account No. 1656.

Also

No. 2921. Resolution approving lease made by the Peoples Savings and Trust Company of Pittsburgh, Trustee for E. Louise McLeod Mitchell to the City of Pittsburgh for that certain property having a frontage of 39.46 feet on Tunnel Street in the Second Ward, now used and occupied by the Bureau of Highways and Sewers, for a further term of one (1) year beginning April 1st, 1921, at an annual rental of \$1,500.00, payable monthly, at the rate of \$125.00 per month, and charging same to Appropriation No. 1613, Miscellaneous Service, Stables and Yards, Bureau of Highways and Sewers.

Also

No. 2922. An Ordinance authorizing and directing the grading, paving and curbing of Geneva Street, from Forty-fourth Street to Forty-fifth Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and re-

ferred to the Committee on Public Works.

Also

No. 2923. Petition of business people of the North Side asking that the City provide parking space for automobiles in that section of the City.

Which was read and referred to the Committee on Public Safety.

Mr. Winters presented

No. 2924. Petition of residents of the Seventeenth Ward asking the City to purchase, for playground purposes, property bounded by St. Paul's Monastery, Roscoe Street, St. Paul Street and Yard Way, Seventeenth Ward.

Also

No. 2925. Communication from Jacob I. Simon, Attorney, asking that the Anchor Lite Appliance Company be reimbursed for damage to automobile which was run into by fire apparatus belonging to the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

No. 2926. Petition for the paving of Franklin Way, Third Ward, between Arthur and Roberts Streets.

Also

No. 2927. Petition for the grading, paving and curbing of Lillian Street, between Knox Avenue and present pavement 50 feet east, more or less, of Asteroid Way.

Also

No. 2928. An Ordinance authorizing and directing the grading, paving and curbing of Lillian Way, from Knox Avenue to the present pavement at a point about 50 feet east of Asteroid Way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2929. An Ordinance repealing Ordinance No. 302, entitled, "An Ordinance widening Carson Street East, in the Seventeenth Ward of the City of Pittsburgh, from South First Street to the south approach to the Smithfield Street Bridge," approved October 2nd, 1919, which widened Carson Street East, from South First Street to the south approach to the Smithfield Street Bridge.

Also

No. 2930. An Ordinance widening Carson Street East, in the Seventeenth ward of the City of Pittsburgh, from Sycamore Street to Brownsville Avenue, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 2931. An Ordinance authorizing and directing the grading, paving and curbing of Eureka Street, from Beltzhoover Avenue to Estella

Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 2932. An Ordinance authorizing and directing the grading, paving and curbing of Mission Street, from Barry Street to the present pavement at a point 218.82 feet westwardly therefrom, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2933. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Mfg. Company for \$5,940.00, or so much of the same as may be necessary, in payment of fire hydrants and gate valves delivered to the Bureau of Water, and charging same to Code Account No. 203-C.

Also

No. 2934. Resolution authorizing the issuing of a warrant in favor of the East Liberty Coal & Coke Company in the sum of \$194.78, or so much of the same as may be necessary, for the payment of coal for Brilliant Pumping Station, and charging same to Code Account No. 1755.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 2935. Communication from N. F. Brown, Director of the Department of Public Works, advising that the cost of the improvement of East Ohio Street, from Heinz Street to the City Line, will exceed the estimated cost by \$70,000.00.

Also

No. 2936. Communication from Chartiers Board of Trade relative to refund of excessive charges made by the South Pittsburgh Water Company to consumers in that part of the City formerly known as Chartiers Township.

Also

No. 2937. Petition of Margaret Dowling asking to be reimbursed for damage to her property by reason of the widening of Melwood Street.

Also

No. 2938. Communication from the Western Pennsylvania Exposition Society asking the City of Pittsburgh to carry an adequate amount of fire insurance on the Exposition Buildings.

Which were severally read and referred to the Committee on Finance.

Also

No. 2939. Communication from N. F. Brown, Director, Department of Public Works, transmitting supplementary list of streets to be repaved out of balance available in bond issue, during the current year.

Also

No. 2940. Communication from the Receivers of the Pittsburgh Railways Company relative to the improvement of Brownsville Avenue.

Also

No. 2941. Communication from W. T. Stevenson asking for a hearing relative to the improvement of Andover Terrace.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2942. Communication from the Chamber of Commerce asking Council to pass an ordinance requiring that before permits are issued for new buildings, adequate flue provision shall be made in the plans for the consumption of coal or other fuel for heating purposes.

Also

No. 2943. Communication from John F. Haggerty, Esq., asking for a hearing for produce merchants relative to regulation of traffic on Penn Avenue at and near Nineteenth Street.

Which were read and referred to the Committee on Public Safety.

Also

No. 2944. Communication from Haugh & Keenan Storage & Transfer Company registering its objections to Senate Bill No. 1065, An Act requiring the recording of certain information relative to the moving of household goods and personal property in cities of the first and second class, which bill is now before the Governor of Pennsylvania for his action.

Which was read.

The Chair said:

Gentlemen of Council, Mr. Keenan is present and it might be well for him to explain the purpose of the bill and his objections to it.

Mr. James F. Keenan said:

Mr. President and Gentlemen of Council: My letter thoroughly covers the matter and I would suggest that it be read.

The Chair:

The Clerk will please read the communication.

The communication is as follows:

HAUGH & KEENAN STORAGE & TRANSFER CO.

Pittsburgh, Pa., May 7th, 1921.

To the President and Members of the Pittsburgh Council,
Pittsburgh, Pa.

Gentlemen:

We are enclosing herewith copy of Senate Bill No. 1065, which passed both branches of the Legislature at its midnight session prior to adjournment.

week or so ago, and is now before the Governor for action.

The warehouse interests of Pennsylvania have asked the Governor to grant them a hearing before he gives the bill consideration, but up to this time he has not indicated that he will comply.

Our objections to the requirements of the measure are in part as follows:

1. The real underlying purpose of this bill is to require every person, firm or corporation engaged in the removal of household goods or personal effects to become an adjunct of the collection department of installment houses.

2. The cost of meeting requirements of this bill will amount to approximately \$1.10 per moving van per week. A firm of average size operating possibly four vans would thus be put to an expense in excess of \$400.00 per annum.

3. The bill is deemed impracticable of enforcement by the Department of Public Safety of Philadelphia and Scranton, and we sincerely trust is not wanted by our own City authorities in Pittsburgh.

4. It furnishes special services and facilities for the conduct of one line of business at the expense of another.

5. It will prove a hardship upon the small firm as well as the large. Some minor movers keep no books and through lack of proper realization of the penalty they face, would sooner or later get into difficulties.

6. It would open a source of blackmail by firms willing to engage in questionable practices at the expense of other unscrupulous individuals.

7. The United States Post Office Department will not give out the address to which anyone has moved, to do so has been made a criminal offense. What the United States Government regards as a crime should not be required by law of the State of Pennsylvania.

8. This same bill in various forms but always sponsored by installment house interests, has been introduced from time to time in the Board of Aldermen, New York City;—no less than five times and on every occasion was defeated; it bobbed up at the last session of the New Jersey Legislature, and was there ignored; it has been presented in Pittsburgh and a great many other cities throughout the United States in the shape of ordinances, and in most instances was defeated; in St. Louis, Indianapolis, and Cadillac, Mich., ordinances were passed, but on legal tests they were found to be unconstitutional; the Mayor of Los Angeles vetoed a similar ordinance when passed by Council; it was adopted in Jersey City but the ordinance is inactive having been found unenforceable.

9. Eminent lawyers agree that the bill is so worded as to require the registration of all removals by transfer baggage express and the American Railway Express Co., in addition to movers of household goods, and if such

should turn out to be the case, we would be required to report the transferring of trunks containing personal effects, for instance, bachelors occupying furnished rooms, and citizens having their trunks hauled to stations in connection with their pleasure trips.

10. It is asserted by the Eastern Branch of the Pennsylvania Furniture Warehousemen's Association that in Philadelphia alone there would be at least 150,000 to 200,000 registrations in certain months of the year, which would give you some idea of what work would be involved by the transfer concerns in this City. To take care of all such registrations in proper alphabetical form would require a good size department to be created for the purpose, likely entailing the head in charge with the necessary stenographers, and thereby imposing a great hardship on people in our line, to say nothing of the enormous expense placed on the taxpayers of this municipality.

11. Installment houses in our opinion should adopt other methods of protecting credit accounts, the opening of which they publicly encourage through the newspapers, by setting forth in large type at great expense, the advantages of their 'no first payment' plan.

12. In conclusion we believe the citizens of Pittsburgh will approve the statement that it would be an outrage to require moving concerns to report to the Police authorities removals of household goods, and personal effects, as is required in Russia.

Yours respectfully,

HAUGH & KEENAN S. & T. CO.,

By Jas. F. Keenan,

President.

Mr. Keenan said:

Mr. President, our purpose in presenting this matter to you is to have Council adopt a resolution calling upon the Governor of the State of Pennsylvania to veto Senate Bill No. 1065.

Mr. English moved

That the communication be received and filed, and the Clerk of Council be directed to prepare a resolution asking the Governor of Pennsylvania, Hon. Wm. C. Sproul, to veto Senate Bill No. 1065.

Which motion prevailed.

Mr. English presented

No. 2945. Resolved, That His Excellency, William C. Sproul, Governor of Pennsylvania, be and he is hereby requested to veto Senate Bill No. 1065, An Act requiring the recording of certain information relative to the moving of household goods and personal property in cities of the first and second classes, etc.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

The Chair presented

No. 2946

CITY OF PITTSBURGH,
PENNSYLVANIA

May 2, 1921.

Hon. E. V. Babcock,

Mayor of the City of Pittsburgh,
John S. Herron, President,
and Members of City Council.
Gentlemen:—

On April 1st I obtained from the Receivers of the Pittsburgh Railways Company, for the purpose of study, a statement of the receipts and expenditures of that company for the year 1920. This was the first opportunity that presented itself for a comparison of the actual figures with the estimates made by the Valuation Engineers, as well as those made by the Receivers before the Public Service Commission last August when the present rate of fare was determined upon.

I soon learned that both the actual receipts and expenditures were so far in excess of either estimate that I thought it advisable to secure the services of Main and Company, Certified Public Accountants, to assist in the analysis of the figures and to guard against error. The results of the examination are herewith presented to you for your information.

INCOME

The comparative figures set out in the report of Main and Company show that the Railways Company received income from all sources amounting for the year 1920 to \$21,494,795.65.

I desire to call your attention to the fact that this amount is more than two million dollars (\$2,148,795.64) in excess of all operating requirements unanimously approved by all the Valuation Engineers, together with a 7% return on the City's valuation of \$48,000,000 and is more than \$600,000 (\$608,795.64) in excess of all operating requirements, including a 7% return on \$70,000,000 placed by the Company Valuation Engineers, and is more than \$1,000,000 (\$1,133,795.64) in excess of all operating requirements, including a 7% return on the valuation of \$62,500,000, placed on the property of this company by the Public Service Commission.

In their report to the Public Service Commission the Valuation Engineers say that "have made careful detailed estimates of the amount that will be required for the calendar year 1920 for cost of operation, maintenance, renewals, replacements, improvements and betterments and reserve fund for depreciation and obsolescence," and fixed this amount including taxes, at \$14,086,000, and which estimate includes an allowance for normal depreciation of maintenance of way of \$495,000, as well as for equipment of \$463,000, making a total allowance for normal depreciation chargeable to operating expenses of \$958,000.

This estimate of the engineers was subject to the wage increase for 1920,

and the Company informs me that the total wages paid in 1920, over those of 1919, amounted to \$1,900,000, and in making the calculations I have added that amount to the engineers' estimate, making a total of \$15,986,000.

The Commission, in commenting on this statement of estimates for the year 1920, said:

"While the estimate is but advisory to the Commission, it having been arrived at after careful analysis by experts representing the complainants, the respondents and the Commission, it may be safely accepted as the best evidence obtainable under the circumstances."

In other words, after allowing this Company \$15,986,000 carefully estimated operating expenses, which includes nearly a million dollars for normal depreciation, this company has received excess income for the current year ranging from about \$600,000 (\$608,795.64), to more than two million dollars (\$2,148,795.64), depending upon the valuation taken as a basis over and above all its expenses, together with a 7% return on the fair value of its property.

It is to be especially noted that this income exceeds one million dollars more than the amount to which the company is entitled on the Public Service Commission's valuation. This enormous excess was made, notwithstanding the fact that the present fare was only in operation about four months, and the increase of wages was paid for a period of eight months.

EXPENSES

During the year 1920 the total operating expenditures of the Receivers amount to \$18,754,795.77. This amount was \$2,768,795.77 in excess of the Engineers' estimate.

The Valuation Engineers say that this is seasoned property and that the depreciation will be constant, and they estimated that \$958,000.00 a year for normal depreciation of maintenance of way and equipment would be sufficient for the purpose. Notwithstanding this allowance the Company has spent \$2,768,795.77 more than these experts estimated, and which estimates were based on the trend of rising prices prevailing at the time.

The thought then suggests itself—Why this enormous increase—more than two and three-quarter million dollars, over the total estimate of \$15,986,000.00? Surely the Receivers must be building up the property at the expense of the car-rider!

The figures submitted show that the Receivers spent on maintenance of way and structures more than three and a half million dollars (\$3,688,601.79). The Engineer's estimate for this item was a little more than two and a quarter million dollars (\$2,238,000.00), making a total increase on this one item of the actual expenditures over the estimates of nearly one and a half million dollars (\$1,450,601.79).

The Receivers paid out for maintenance of equipment the sum of more than two and a half million (\$2,598,563.59). The estimate of the Engineers was a little less than two million dollars (\$1,943,000.00), showing that the Receivers actually paid out in this item more than \$650,000.00 (\$655,563.59) in excess of the estimate.

The Receivers paid out for toll bridges and incline planes more than \$350,000.00 (\$353,383.07). The Engineers estimate for this item was \$139,000.00 showing the actual expenditures exceeding the estimate by more than \$200,000.00 (\$214,383.07).

The Receivers, therefore, spent on maintenance of way, equipment, bridges and inclines \$2,320,548.45 in excess of the Engineer's estimate.

MAINTENANCE OF WAY

At the hearing before the Public Service Commission in August 1920, when the last increase in fare was sought, the Receivers told the Commission that the estimated operating expenses for 1920 was a little more than two million dollars (\$2,089,744.00), and in addition thereto there was reconstruction and rehabilitation work authorized and in progress amounting to more than two million dollars (\$2,048,119.00). Mr. George, in his letter to me of April 15, 1920, says that they actually spent in reconstruction and rehabilitation work for 1920 more than (\$1,674,314.34).

The actual expenses for maintenance of way and structures for 1920, as shown by the Receivers' statement, was more than three and a half million (\$3,688,601.79), being approximately \$1,600,000.00 (\$1,598,857.79) in excess of their own estimate made in August, 1920, although this estimate was based on seven months actual expenses. This increase was practically the amount conceded by Mr. George that was spent in reconstruction and rehabilitation work and I feel justified in assuming, therefore, that at least \$1,450,000.00 of these expenses, being the excess expenses over the estimates of the engineers, should be charged to capital account, and not to operating expenses.

Charging this amount to capital account seems further justified because Mr. Tone told the Commission in August, 1920, that

"The Maintenance of Way Department estimated they will relay about 31 miles of track, of which about three miles are special work, and in consideration of the work to be undertaken, the Receivers gave attention to the report of the Valuation Board which set out a budget in its judgment which should be followed by the company both for the normal expenditures and for certain work of rehabilitation from year to year, and we are not going to live up to that. That involves 35 miles of track plus about 2½ miles of special work for this year (1920), which the Receivers will not be able to equal."

"We will be short several miles of straight track but be over on special work nearly a mile."

In other words, the Receivers have rebuilt about 31 miles of track of this company plus about 3½ miles of special work, and charged it all to operating expenses.

The Valuation Engineers stated that by the end of 1922 this company should rehabilitate about 109 miles of its track, and estimated that about 37½ miles should be built during the year 1920. Mr. Tone has stated that they are endeavoring to follow this program recommended by the engineers, and it appears that they have relaid about 34 miles of track this past year. But it certainly was not intended by the Valuation Engineers that this should be charged to operating expenses. It appears that since the receivership has been in force all expenditures for renewals and replacements have been charged to operating expenses.

MAINTENANCE OF EQUIPMENT.

The actual expenses for maintenance of equipment for 1920 was \$2,598,563.59. The Engineers estimated that the company would spend for equipment for 1920 \$1,943,000.00, in which amount they allowed \$463,000.00 for normal depreciation, and recommended an additional expenditure of \$253,768.00 during the year 1920 to take care of necessary rehabilitation, making a total for the year, including rehabilitation, of more than two million dollars (\$2,196,768.00). The company actually spent \$2,598,563.59, being \$401,795.59 more than the Engineers estimated they would spend, including the rehabilitation. Surely there should be charged to capital account the excess over the estimate, namely, \$655,563.59.

TOLL BRIDGES AND INCLINES.

The total expenditures for this item was more than \$350,000.00 (\$353,383.00). The Engineer's estimate for this item was only \$139,000.00, and recommended that for the year 1920 the company spend for rehabilitation an additional sum of \$257,950.00, or a total of approximately \$387,000.00.

The Receivers spent \$353,383.07, being within \$34,000.00 of what the engineers estimated they would spend for the item, including \$257,950.00 for rehabilitation. The receivers appear to have spent in rebuilding bridges the sum of \$214,383.07, which should be charged to capital account.

From the foregoing it would appear that the Receivers spent in rehabilitating this road, as follows:

Maintenance of Way and	
Structures	\$1,450,601.79
Maintenance of Equipment	655,563.59
Bridges and Inclines.....	214,383.07

Total chargeable to Capital

To this amount should be added:

Rentals paid during the	
year of	\$1,026,719.01
Interest	2,397,779.38

Total Rentals and Interest	\$3,424,498.39
----------------------------------	----------------

Making a total amount received by Capital... \$5,745,046.84

This is more than 9% on the sixty-two and a half million dollars, estimated value placed on the property of this Company by the Public Service Commission.

If we are to put confidence in the unanimous report of the Valuation Engineers, and I think we may, because they were experts and took sufficient time to make the report on the mass of data collected under their supervision, and the opinion seems to be the best available evidence of the needs of this property, then we have the right to assume that all of the money expended on maintenance of way, equipment, and inclines over and above these carefully prepared estimates, amounting to more than two million dollars (\$2,320,548.45), must necessarily have gone into rehabilitation and betterments of this property, and has been charged to the car-rider instead of to capital account.

If these items are permitted to be charged to expenses, and the Receivers are allowed to rebuild the whole of this property out of the receipts, instead of taking it from the amount due the owners, then we cannot hope to have any reduction of fares until the rehabilitation is complete.

I agree with the statement of the Receivers in their letter to the Mayor and City Council, of April 15th last, when they say:

"Restricted credit makes expansion and betterments impossible. From year to year such a system as the Pittsburgh Railways Company must be provided with funds over and above its earnings (expenses) to be used for capital expenditures."

It is possible that the quickest way to build up this much run-down railway system is to charge excess car fare and to put the surplus earnings back into capital expenditures, but if this is done surely the car-rider is entitled to know that he is paying for the building up of the property, in addition to his transportation, and should have some voice in the disbursement of this excess fund.

It must be an exceptional circumstance indeed, however, for any Commission to permit any public utility to build up its property in this manner at the expense of the car-rider, even though that company may be in the hands of receivers.

This past year the Receivers have been obtaining from one to two million dollars more than a full return on the fair value of the property in their hands. Nevertheless, they did not

pay to the City the current street cleaning bills, bridge tolls, and car license tax, etc., although all of these items are in the Engineers' estimates on the theory that they are proper operating charges and should be paid. Inasmuch as the revenue exceeded the requirements, the public is paying fares on the basis that these claims of the City are necessary operating expenses, and, although the Receivers are collecting the money for that purpose, nevertheless, they persistently refuse to pay these claims. It seems unfair that the Company should collect from the car-rider sufficient money to pay these public demands and at the same time refuse to recognize them.

The Receivers have been operating this Company for more than three years and are obtaining more revenue than they are entitled to receive. Instead of using this fund to take care of unsecured creditors, for whose protection the receivership was invoked, they are building up the property and thereby unduly continuing the receivership. It is true courts do take charge of railroads and operate them for the public convenience until plans for reorganization may be perfected, but it does seem to me that the time has now come for the owners of this property to reorganize and put themselves in a position to perform their public duties, and live up to their franchise obligations, and to fix a rate of fare that would bring their income within the limits allowed by law.

The value of the property fixed by the Commission, (sixty-two and a half million dollars), being less than the outstanding securities bearing interest. (sixty-four million dollars), there is no equity in it for the stockholders, and it would seem that these security holders are, therefore, the real owners of the property, and it should be turned over to them. They should be required to perform their public duties, and any income obtained over the actual needs for operations should be expended on rehabilitation, as outlined by the engineers, and any excess should be paid to such owners,—taking care, however, that the total income from the car-rider should not exceed the proper return on the fair value of the property, to be agreed upon or finally fixed by the Court.

I desire to further call your attention to the fact that, in August, 1920, the Receivers represented to the Commission at the hearing on the last increase in fares, that the estimated passenger revenue for the year 1920 on the old fare of 7½c, or four for 30c, would produce only \$19,729,505.00. This estimate was based upon seven months actual operating experience, and they, therefore, asked the fare to be increased to 8½c, or three for 25c, and told the Commission that the additional revenue for the remaining four months of the year would be approximately \$600,000.00, and would increase the passenger revenue to approximately

\$20,330,000. They claimed that this was necessary to take care of the wage increase which they estimated at \$1,800,000 a year. As a matter of fact the actual passenger revenue for the year 1920 was \$20,779,615.25. The estimated revenue under the former rate of fare was \$19,729,505.00, making an actual increase over the Receivers' own estimate of \$1,050,110.25. If this Company took in more than one million dollars in four months over their estimate based upon the old fare, it, therefore, is natural to assume that after this new fare is in operation for twelve months it would produce more than three million dollars excess over the old fare, to take care of the wage increase amounting to less than two million dollars a year.

The supporting data on which these conclusions are based is found in the report of Main and Company, which is handed you herewith, on the 1920 Operating Statement furnished by the Receivers. Accordingly they must either acknowledge the accuracy of these figures or else convict the Valuation Engineers of error.

It might be interesting to note that the fare passengers carried during 1920 was about two hundred seventy-six million (275,992,277), in addition to the incline and transfer passengers, being nearly thirty-seven million (36,792,425) more than were carried in 1919.

The receivers now claim that they are not carrying so many passengers as heretofore. This is probably a temporary matter caused by the present depression in business, and it might be that if the fare were reduced in harmony with prevailing prices, the riding habit of the people would increase.

You now have the facts before you and I shall be pleased to receive your instructions.

Respectfully submitted,

GEO. N. MONRO, JR.

Special Assistant City Solicitor.

Approved:

CHAS. B. PRICHARD,
City Solicitor.

MAKE REPLY TO MONRO ON RAIL
FARE

Receivers Say Improvements Objected to
Were Requested by City

CLAIM REPORT UNTRUE

Replying to the report on the traction situation made to City Council Tuesday by Special City Counsel George N. Monro, Jr., the receivers of the Pittsburgh Railways Company yesterday described the assertions that the increase in fares went to make permanent improvements at the expense of the riders and the City, as "unique and contradictory" and "palpably erroneous."

Receivers C. A. Fagan, W. D. George and S. L. Tone of the railways company issued the following statement:

It is unfortunate that the City's street railway problems cannot be placed before the public in a business-like, straight-forward manner without pretense of political purpose. No satisfactory results can be hoped for unless discussion of the problems be carried on in good faith.

We regret that the municipal authorities should at this time object to the expenditures made for necessary equipment and replacements, which were required in order to render safe and proper service to the public; and in the same breath be demanding expenditures of large sums for track rehabilitation contemporaneous with various municipal improvements during the present season.

Situation Prolonged

The deductions made by the City Utilities Attorney from the comparison made between the operating expenses for the year 1920, and the estimates made by the valuation board are palpably erroneous and at the best irrelevant, except as tending to confuse matters unnecessarily, and thus prolonging the unfortunate railway situation which has so long prevailed in the community.

The latest criticism is unique and contradictory. According to the City's counsel, the Receivers have spent too much money on the maintenance of tracks, improvements of bridges and inclines, and also upon the maintenance and improvement of cars. We can see no reason why the city should complain of this policy, particularly when the progress was instituted to afford better service to the Company's patrons for whose welfare the City authorities have recently developed such a commendable interest. As a matter of fact, however, these improvements were made under orders of Court in pursuance of the Court's policy that the public service furnished by the Receivers should be regarded as the paramount purpose in their administration.

It is noticeable that the City attorney failed to call attention to the increases over the estimate of the valuation board of the cost of conducting transportation, which amounted to 33 per cent, or \$1,800,000, and the cost of power representing 25 per cent, or \$466,000.

Does not the City utility attorney know that three increases in wages were made at various times after the valuation report was handed down, subjecting the estimates of that body respecting operating expenses to all increase of 45 per cent?

When the City utility attorney says: "The receivers have been operating this company for more than three years and are obtaining more revenue than they are entitled to receive, instead of using this fund to take care of unsecured creditors for whose protection the receivership was invoked, they are building up the property and whereby unduly continuing the receivership."

ership," he makes a statement which lacks every element of truth. The excess expenditure about which the City utility attorney complains were largely made on the persistent demand of the municipal authorities, and were made for the benefit of the public generally and the convenience of the car riders.

Requested Improvements

The City Councilmen have been presenting urgent requests that the Railway Company undertake large expenditures this season on track reconstruction in order to facilitate various contemplated street improvement. The Special City Solicitor now objects to expenditures therefor. It is evident that no policy nor action is possible to meet the divergent views of the various City officials, and that no determination can be reached except by adjudication.

It is well known to all parties in interest in the Railway Company's affairs that the first requisite today for any reorganization is a valuation of the Company's property. In June, 1917, (four years ago), the special City Solicitor on utilities petitioned the Public Service Commission to determine such a valuation. After many months of thorough and exhaustive investigation and expenditures by the various parties, of nearly three-quarters of a million dollars, the Public Service Commission rendered a decision in March, 1920, fixing the valuation at \$62,500,000. Waiting about six months or until near the expiration of the time for filing an appeal from the decision of the Commission the City then took an appeal to the Superior Court. April 15, 1921, was thereupon fixed by the Court for argument thereon. As that date approached, the Special City Solicitor, against the protest of the Receivers, petitioned the Court for a postponement, and which was granted. This resulted in another long delay and further procrastination and as above stated was done at the request of the City.

Also No. 2947.
CITY OF PITTSBURGH
PENNSYLVANIA
May 5, 1921.

Hon. E. V. Babcock,
Mayor of the City of Pittsburgh.
John S. Herron, President, and
Members of Council.
Gentlemen:—

In the public print this morning there appeared a statement of the Receivers of the Pittsburgh Railways Company commenting on my report to you under date of May 2nd.

My report certainly called for a reply and I was in hopes that these Receivers, if they thought I was in error, would, like any other practical business men with experience, furnish me some definite reasons and figures to show wherein I was wrong, or else

admit the correctness of my conclusions. But instead of that they indulge in personalities, which are always objectionable, and they attempt to justify their position by hiding behind the orders of the Court.

I do not deny for a moment that what the Receivers have done has been done under orders of Court, and the money they expended on rehabilitating this road has never been objected to, so far as I know, by any of the municipal authorities.

As stated in my report, my objection is not to spending this money on rehabilitation, but in paying interest and rentals instead of the City's claims and more money on permanent improvements. During the past year the accrued interest, and rentals, etc., according to their own report, was \$3,424,498.39, and I have charged this amount to capital account, together with the sum of \$2,320,548.45, which I claim went into permanent improvements if the estimate of the engineers is correct. The Receivers do not seem to deny this, but they merely state that these improvements were made under order of Court. No one has claimed the contrary.

The actual disbursements of the Receivers shown on their report to me under the heading, "Interest and Rentals, etc.", for the year 1920, was \$3,967,176.60, being \$542,678.21 more than I charged them with.

It is not generally known that the Receivers have paid out in interest and rentals, etc., since the date of their appointment on April 24, 1918 to December 31, 1920, the enormous sum of \$6,309,035.23, and of this amount approximately 63% was paid this past year. These items are totaled as follows:

Car Trusts, Principal.....	\$ 584,000.00
Car Trusts, Interest.....	212,595.00
Bond Interest	3,767,574.01
Note Interest	732.63
Real Estate Mortgage Interest	31,864.84
Rentals	1,722,268.75

Total\$6,309,035.23
It is these payments of interest and rentals, even though they are under order of Court, that I am seriously objecting to, because the Receivers have no right to pay these items and at the same time improve the property covered by the securities, thereby paying to capital more than 9% on the sixty-two and a half million dollars estimated value placed on the property by the Public Service Commission. There is absolutely nothing in the report to justify the Receivers in saying that I have objected to permanent improvements.

The Receivers state:

"The City's attorney failed to call attention to the increases over the estimate of the Valuation Board of the cost of conducting transportation which amounted to 33%, or \$1,800,000."

If the Receivers had even taken the trouble to read the report, they would have found that it contains this sentence:

"This estimate of the engineers was subject to the wage increase of 1920, and the Company informs me that the total wages paid in 1920 over those of 1919 amounted to \$1,900,000, and in making the calculations I have added that amount to the engineers' estimates, making a total of \$15,986,000."

of agreed operating expenses, which I have said before includes nearly \$1,000,000 of normal depreciation.

Instead of adding \$1,800,000 to the estimates I have added \$1,900,000, thereby giving the Receivers the advantage of an additional \$100,000.

The Receivers also say that my statement lacks every element of truth when I call attention to the fact that this Company has been operating for more than three years and is obtaining more revenue than they are entitled to receive.

In reply to this I wish to again most emphatically state that if the Engineers' estimate is correct, then this Company has, during the year 1920, obtained from \$600,000 to more than \$2,000,000 over and above the proper return on the fair value of this property, depending upon the valuation taken as a basis.

If these figures are wrong, then the estimates of the engineers cannot be relied upon, but if we do rely upon the engineers, and I have every reason to think we should, then these figures are absolutely accurate.

I again wish to call your attention to the fact that the Public Service Commission, in passing upon the character of the engineers, said:

"The high character of the members of the board on which there were two representatives for complainants and two for the respondents, together with the painstaking manner in which their duties were performed, give to their unanimous findings a standing that ought not to be set aside except for patent error."

The Commission adopted as accurate the estimate of operating expenses of the Engineers for the year 1920 amounting to \$14,086,000. The Commission added one million dollars to this estimate to take care of 1920 wage increase. It will be remembered that this figure of the Commission of \$1,000,000 is only an estimate, and the Receivers informed me that the actual wages paid out in 1920 over those of 1919 was \$1,900,000, and I have added that amount to the Engineers' estimates in arriving at the basis of my calculations.

It will be noted that the Receivers do not attempt to comment on the statement in my report that the Engineer's estimated operating expenses included the annual street cleaning

bills, bridge tolls and car license tax, etc., due the City of Pittsburgh, and that, inasmuch as the revenue exceeded the requirements and such an enormous amount was paid out in interest and rentals, nevertheless, the Receivers are persistently refusing to pay these claims of the City. They do not attempt to deny my statement that these items are included in the Engineers' estimates, but merely say that my comparison with the Engineers' estimates is irrelevant. They evidently object to the City comparing the actual receipts and expenses with the best evidence available as to the needs of this property, namely, the unanimous estimate of the Valuation Engineers, although they do concede that they are attempting to follow the recommendation of that Board as to rehabilitation.

I wish to again affirm that there is nothing in my report which could in any way be construed that the City has any objection to using the excess income from the operation of this property for rehabilitation, and I most earnestly commend the action of the Receivers in endeavoring to live up to the recommendation of the Valuation Engineers and rehabilitate this property in accordance with the schedule outlined by them. After that is done if there is any excess, it should be paid to the security holders, who are the real owners of this property, but care should be taken, however, that the rehabilitation and excess income should not exceed 7% on the valuation placed upon the property by the Public Service Commission until that valuation is passed on by the Courts.

In regard to the statement of the Receivers that this Department allowed about six months to go by before filing an appeal from the decision of the Commission in the Valuation case, I can only say that the inaccuracy of this statement is in harmony with other statements made by the Receivers in their reply to me.

The record in that case shows that the Commission made its order on March 22, 1920, and the appeal was filed in the Superior Court on April 29, 1920, just a little more than one month from the entry of the order. Yet the Receivers state that the City waited about six months before taking the appeal. This is a small matter, but it shows the limits to which they are pushed in order to discredit my statement.

The Receivers also state that at the time fixed by the Court for the argument in the Valuation case I petitioned the Court for a postponement. This statement is correct, and the record also shows the reason for asking for the postponement namely, that the former Special Assistant City Solicitor, on February 2, 1921, resigned, without attempting to prepare the voluminous record and get the case in shape for argument, and, if from the date of my appointment I had taken up that case and devoted my time exclusively to it,

it would have been physically impossible to prepare that record and the argument ready for the Court in April of this year, and it was for that reason that a continuance was asked to the next term of Court, which is October next; and the Attorney for the Public Service Commission, realizing the impossibility of having the case ready within the time available, readily agreed to the continuance.

Main and Company have been connected with the Valuation case as a representative of the City, during practically the whole time it was pending before the Commission, and Mr. Main is very familiar with the statistics pertaining to receipts and expenditures of this company. For that reason I turned over to him for analysis a statement of the operating expenses for the year 1920 furnished by the Receivers, with a view of comparing with the estimates for the same year of these expert engineers, and the figures which I have given in my report were obtained from Mr. Main. I enclose herewith a letter from him showing that he fully approves of my conclusions.

Respectfully submitted,

GEO. N. MONRO, JR.
Special Assistant City Solicitor.

May 5, 1921.

Geo. N. Monro, Esq.,

Special Assistant City Solicitor,
Pittsburgh, Penna.

Dear Sir:

In anuary, 1918, we were retained by the City of Pittsburgh to render the accounting services that would arise during the course of the valuation of the property of the Pittsburgh Railways Company by the Engineers Valuation Board, together with the determination of a proper return thereon. During the course of the valuation of the property of the Pittsburgh Railways Company and the determination of the necessary operating expenses and revenue, we devoted a great deal of time to the study of historical costs, operating and income reports and other allied subjects and were familiar with the report of the Engineers Valuation Board which was submitted to the Public Service Commission of the Commonwealth of Pennsylvania in August, 1919.

In accordance with your request, we have again reviewed this report as well as the findings of the Public Service Commission as contained in the report of the Commission of March, 1920, Complaint Docket No. 1571, together with all testimony and exhibits submitted at the hearing at Harrisburg in August, 1920, at the time of the last increase in the fare, with particular reference to the reports of the Receivers setting forth their balance sheet as at December 31, 1920, together with operating statements for the year 1920.

The results of our study and our present investigation are set forth in our report to you dated April 25, 1921.

In our said report the operating expenses for the year 1920, as agreed to by the engineers of the city, the company and the Public Service Commission are set out, namely, \$14,086,000.00, together with an addition of \$1,900,000.00 representing, we are advised by you from information you received from the Receivers, the increase in wages, which was not included in the report of the Engineers Valuation Board.

The operating expenses as agreed to, include depreciation allowances of maintenance of way and structures and maintenance of equipment of \$953,000.00.

The total operating expenses as agreed to, plus the \$1,900,000.00 increase in wages, gives the amount of operating expenses for the year 1920, including taxes, of \$15,986,000.00.

While all the engineers agreed on the operating expenses and all agreed on the fair rate of return, namely 7%, there was a divergence of opinion as to the value of the property for rate making purposes. The company placed this valuation at \$70,000,000.00, the City at \$49,000,000.00 and the Public Service Commission at \$62,500,000.00.

In view of the fact that the total actual income as set forth in the Receivers' report amounted to \$21,494,795.64, the excess of income over the engineers agreed figures for operating expenses, plus the increase in wages as reported to us, plus the 7% return on the several valuations, varied from \$2,148,795.64 on the basis of the City engineers' valuation, to \$608,795.64 on the basis of the Company's valuation. On the basis of the Commission's valuation, this excess of income was \$1,133,795.64.

As per your request, we have gone over very carefully your letter dated May 2, 1921. The figures contained therein are either as taken from our report or from the report of the Receivers, with the exception of the said increase in wages of \$1,900,000.00.

The comparisons contained in your letter are therefore in accordance with the facts as set out in our report, the said report of the Engineers Valuation Board and the said reports of the Receivers of the Pittsburgh Railways Company.

Yours very truly,

MAIN & COMPANY,
Certified Public Accountants.

Which were read.

Mr. Garland moved

That the communications be received and filed, and printed in full in the record.

Which motion prevailed.

Also

No. 2948.

CITY OF PITTSBURGH,
PENNSYLVANIA.

May 3rd, 1921.

President and Members of the Council
of the City of Pittsburgh, Penna.
Gentlemen:—

I return herewith Bill No. 2767, a resolution authorizing the transfer of \$50,000.00 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 42, Contingent Fund, without my approval, for the following reason:

The subject was not taken up with the Director of the Department or with the Managing Engineer of the Bureau of Water, as set out in Director Brown's letter under date of April 30th. It is the Director's judgment that this money is necessary in the account in which it now is. At any rate, it is only fair that such matters should be taken up with the official heads of the Department, if they are expected to properly manage and run the affairs of a department.

Director Brown's letter is herewith enclosed and made a part of my veto.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

DEPARTMENT OF PUBLIC WORKS
City of Pittsburgh, Penna.,
April 30th, 1921.

Hon. E. V. Babcock, Mayor.

Dear Mayor:

I am informed you have before you, for your consideration, Council Bill No. 2767, authorizing the transfer of \$50,000 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 42, Contingent Fund, passed in Council, April 25th, 1921.

The Managing Engineer of the Bureau of Water, the Division Superintendent of the Mechanical Division, Bureau of Water, or myself, have absolute knowledge of this proposed transfer. I would, therefore, respectfully recommend that you veto this ordinance, first, by reason of the fact that this proposed transfer has never been taken up with this Department, or with anyone connected with the Bureau of Water, or with any person in the Department responsible for this utility. However, it is my understanding that it is the intention to make this money available for the use of another Department in an activity not connected with this Department, and it seems to me that ordinary courtesy in the matter would dictate that this Department should have at least been consulted.

For your information, I might advise that the estimate of funds necessary in this account for the year 1921, totals \$627,684.42. Council appropriated \$613,000.00, but to this amount there was transferred, a 1920 balance of \$17,772.76, making a total of \$630,772.76, which would represent the book adjusted appropriation. From this appropriation, however, there are outstanding charges for coal and other

supplies contracted in 1920 and unpaid to date, amounting in round figures to \$32,300.00, thus leaving the sum of \$598,475.00 available for operating expenses for the year 1921, a sum approximately \$29,000.00 less than our estimated requirements.

Trusting you will give the above facts your careful consideration, I beg to remain,

Yours very truly,

N. F. BROWN,
Director.

Which was read.

Also

Bill No. 2767. Resolution authorizing and directing the City Controller to transfer the sum of \$50,000.00 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 42, Contingent Fund.

In Council, April 25th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Garland moved

That the communication and resolution be laid over for one week, and a copy of the communication be sent to each member of Council.

Which motion prevailed.

Mr. Garland moved

That the Director of the Department of Supplies be requested to appear before the Finance Committee and explain this matter.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2949. Report of the Committee on Finance for May 3rd, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2817. Resolution authorizing the issuing of a warrant in favor of Paul S. Ache in the sum of \$61.58, in full settlement of all claims which he might have against the City on account of damages to his automobile which was run into by automobile of the Department of Public Health while standing on Washington Boulevard, and charging to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2833. Resolution authorizing the issuing of a warrant in favor of Harry H. Willock in the sum of \$116.65, being a refund of 50% of the sewer assessment and the interest for the sewer on Greenfield Avenue, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2866. Resolution authorizing the issuing of warrants in favor of the following persons in payment of claims contracted for by the Department of Public Safety, without competitive bids, and charging the amounts to the appropriation items shown below:

Schedule	Amt.	App. No.
Drs. Johnston & Grier..	\$25.00	1447
James L. Hoban.....	55.95	42
William J. Kane.....	99.75	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2877. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$191.91, for services rendered to the Department of City Planning, in a consulting capacity, during the month of April, 1921, and charging the same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 1507. Resolution authorizing and directing the Mayor to execute and deliver a deed for lots Nos. 196, 197, in Beechwood Improvement Company Plan, called "Kishon," located on Melbourne Street, Fifteenth Ward, to Wright, Chalfant and McCandless, in behalf of Sarah E. Bitler, for the sum of \$500.00.

In Finance Committee, May 4th, 1921. Read and amended by striking out "\$500.00" and by inserting in lieu thereof "\$750.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2878. Resolution authorizing the City Controller to transfer the sum of \$4,656.00 from Code Account No. 1671, City-County Building, to Code Account No. 1726½, Wages, Regular Employees, Exposition Buildings.

In Finance Committee, May 4, 1921. Read and amended by striking out "\$4,656.00" and by inserting in lieu thereof "\$4,000.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)

Noes—Mr.
Oliver

Ayes—6.

Noes—1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2848. An Ordinance entitled, "An Ordinance annulling contract No. 5322, Mayor's Office file No. 274, entered into April 22, 1920, with M. O'Herron Company, for the grading, paving and curbing of Melwood Street, from Ridgway Street to Denver Street, acknowledging an indebtedness to the said M. O'Herron Company in the sum of \$59,593.45, providing for the payment of the same, and authorizing the Controller, if necessary, to acknowledge the assignment of said indebtedness."

In Finance Committee, May 4, 1921. Read and amended by striking out the second preamble and a portion of Section 2, as shown in red, and as

amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2616. An Ordinance entitled, "An Ordinance being a supplement to an Ordinance entitled, 'An Ordinance creating the Firemen's Disability Board and defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board; establishing a fund for the care, maintenance and relief of the aged, retired, disabled and injured employees of the Bureau of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund', approved January 5, 1903, and the several supplements and amendments thereof, providing that certain employees of the Municipal Garage and Repair Shop shall be included as beneficiaries under said Ordinance, and that the past service of such employees in the Bureau of Fire shall be counted in determining the number of years of service entitling them to a pension."

Which was read.

Mr. Oliver moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also, with a negative recommendation,

Bill No. 2782. Resolution authorizing and directing the Mayor to

execute and deliver a deed for piece of property located at the corner of Brownsville Avenue and Hartford Street, Seventeenth Ward, to Frank Zablutny for the sum of \$150.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 2891. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 1040, Supplies, Supervisor of City Stables, to Code Account No. 1041, Equipment, Supervisor of City Stables, for the purpose of purchasing automobile.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 2950. Report of the Committee on Public Works for May 4th, 1921, transmitting two ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2871. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Highwood Street, from a point about 15 feet east of Stayton Street to the existing sewer on Brighton Road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2874. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, in conjunction with the repaving of South Eighteenth Street, from East Carson Street to Josephine Street, to include in the advertisement for proposals and award of a contract or contracts therefor, the regrading of, and relaying of sidewalks on, South Eighteenth Street, between Edwards Way and Josephine Street, and authorizing the setting aside of an additional sum of ten thousand (\$10,000.00) dollars from the proceeds of 'Street Improvement Bonds,' Bond Appropriation No. 194-B, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2741. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$739.73, for extra work done on the reconstruction of substructure and replacement of superstructure with remodeled bridge, Shaler Street Bridge over Saw Mill Run, and charging the same to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Winters presented

No. 2951. Report of the Committee on Filtration and Water for May 4th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2875. Resolution authorizing the issuing of a warrant in favor of Frick & Lindsay Company in the sum of \$639.02, or so much of the same as may be necessary, in payment for extra heavy wrought iron pipe for the Filtration Plant, same to be chargeable to and payable from Code Account No. 203-A.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dalley presented

No. 2952. Report of the Committee on Public Safety for May 4th, 1921, transmitting an ordinance to Council.

Which was read, received and filed. Also, with an affirmative recommendation,

Bill No. 2756. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of one (1) automobile patrol for the Bureau of Police."

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver (for Mr. Anderson) presented

No. 2953. Report of the Committee on Charities and Correction for May 4th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2865. Resolution authorizing the issuing of a warrant in favor of David Braun in the sum of \$2,230.43, or so much of the same as may be necessary, for one (1) lot of groceries for the Pittsburgh City Home and Hospital, same to be chargeable to and payable from Code Account No. 1320-C.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English presented

No. 2954. Report of the Committee on Health and Sanitation for May 4th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2868. Resolution authorizing the issuing of a warrant in favor of D. J. Kennedy Company in the sum of \$84.57, or so much of the

execute and deliver a deed for piece of property located at the corner of Brownsville Avenue and Hartford Street, Seventeenth Ward, to Frank Zablotny for the sum of \$150.00.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 2891. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 1040, Supplies, Supervisor of City Stables, to Code Account No. 1041, Equipment, Supervisor of City Stables, for the purpose of purchasing automobile.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 2950. Report of the Committee on Public Works for May 4th, 1921, transmitting two ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2871. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Highwood Street, from a point about 15 feet east of Stayton Street to the existing sewer on Brighton Road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2874. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works, in conjunction with the repaving of South Eighteenth Street, from East Carson Street to Josephine Street, to include in the advertisement for proposals and awardal of a contract or contracts therefor, the regrading of, and relaying of sidewalks on, South Eighteenth Street, between Edwards Way and Josephine Street, and authorizing the setting aside of an additional sum of ten thousand (\$10,000.00) dollars from the proceeds of 'Street Improvement Bonds,' Bond Appropriation No. 194-E, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2741. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$739.73, for extra work done on the reconstruction of substructure and replacement of superstructure with remodeled bridge, Shaler Street Bridge over Saw Mill Run, and charging the same to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Winters presented

No. 2951. Report of the Committee on Filtration and Water for May 4th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2875. Resolution authorizing the issuing of a warrant in favor of Frick & Lindsay Company in the sum of \$639.02, or so much of the same as may be necessary, in payment for extra heavy wrought iron pipe for the Filtration Plant, same to be chargeable to and payable from Code Account No. 203-A.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 2952. Report of the Committee on Public Safety for May 4th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2756. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of one (1) automobile patrol for the Bureau of Police."

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver (for Mr. Anderson) presented

No. 2953. Report of the Committee on Charities and Correction for May 4th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2865. Resolution authorizing the issuing of a warrant in favor of David Braun in the sum of \$2,230.43, or so much of the same as may be necessary, for one (1) lot of groceries for the Pittsburgh City Home and Hospital, same to be chargeable to and payable from Code Account No. 1320-C.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English presented

No. 2954. Report of the Committee on Health and Sanitation for May 4th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2868. Resolution authorizing the issuing of a warrant in favor of D. J. Kennedy Company in the sum of \$84.57, or so much of the

same as may be necessary, in payment for coal furnished Leech Farm Sanatorium, same to be chargeable to and payable from Code Account No. 1231.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

UNFINISHED BUSINESS

Bill No. 2859. WHEREAS, The game of golf is allowed in Schenley Park on Sunday afternoons; and

WHEREAS, There are many Tennis Courts in the Public Parks where recreation may be enjoyed on Sundays without interfering with Church services, and besides, this game is conducted in a quiet and orderly manner; Therefore, be it

RESOLVED, That the Mayor be requested to direct the Director of the Department of Public Works to make such arrangements as will allow Tennis to be played in the public courts in City Parks on Sundays from one o'clock to seven o'clock, P. M.

In Council, April 25, 1921. Read and referred to the Law Department for a report as to its legality.

Which was read.

The Chair presented

No. 2955.

CITY OF PITTSBURGH,
PENNSYLVANIA

May 4, 1921.

To the Chairman and
Members of Council.
Gentlemen:

Referring to Bill No. 2859, being a resolution reciting the fact that golf is allowed in Schenley Park on Sunday afternoons, and that there are many tennis courts in the public parks, and resolving that the Mayor be requested to direct that such arrangements be made as to allow tennis to be played on the public courts in City parks on Sundays from 1 o'clock until 7 o'clock, P. M., which was read in Council on April 25, 1921, and referred to the Law Department for a report as to its legality, I have to call your attention to the fact that the Act of April 22, 1794, provides:

"If any person shall do or perform any worldly employment or business whatsoever on the Lord's day, commonly called 'Sunday' (works of necessity and charity only excepted), or shall use or practice any unlawful games, hunting, shooting, sport or diversion whatsoever on the same day, and be convicted thereof, every such person so offending shall, for every such offense, forfeit and pay \$4.00." The Act further provides that: "If the fine be not paid, the person so convicted shall suffer six days' imprisonment."

Yours respectfully,

CHAS. B. PRICHARD,
City Solicitor.

Which was read.

Mr. Garland moved

That the resolution and report of the Law Department be referred to the Committee on Public Safety, and a copy of the report be furnished each member.

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

The Chair also presented
No. 2956.

CITY OF PITTSBURGH,
PENNSYLVANIA

May 5, 1921.

To the President and
Members of Council.
Gentlemen:

On Bill No. 2824, being a resolution setting aside the sum of \$50,000.00 to pay for certain work proposed to be done on Bigelow boulevard at Kirkpatrick Street, I suggest that you withdraw this bill from me for the following reason:

The bill attempts to authorize the performance of certain work on Bigelow Boulevard at Kirkpatrick Street, and sets aside a certain portion of the appropriation set up in the budget to pay for the work intended to be done. I am advised by the City Solicitor that all contracts for public improvements must be authorized by Ordinance.

An Ordinance authorizing the Department of Public Works to let a contract in the regular way for this work will be presented for your consideration on Monday, May 9, 1921.

For the reason stated above, Bill No. 2823 should be withdrawn from me.

Respectfully,

E. V. BABCOCK,

Mayor.

Which was read, received and filed.

Mr. Garland presented

No. 2957. Resolution requesting the Mayor to return to Council, without action thereon, Bill No. 2824, Resolution setting aside the sum of

\$50,000.00 from Code Account No. 1591 "E", Restoration Bigelow Boulevard at Kirkpatrick Street, for the purpose of doing the work by force account, for further consideration.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 2824. Resolution setting aside the sum of \$50,000.00 from Code Account No. 1591. "E", for Restoration of Bigelow Boulevard, and authorizing the issuing of warrants in payment of the work.

In Council, May 2, 1921. Rule suspended, read three times and finally passed by a two-third vote.

Which was read.

Mr. Garland moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Garland moved

That the resolution be recommended to the Committee on Finance.

Which motion prevailed.

Mr. English presented

No. 2958. RESOLVED, That the Director of the Department of Public Works be requested to furnish Council as soon as possible a detailed estimate of cost, including property damages, on a plan for the Boulevard of the Allies, in which the viaduct or ramp would begin at a point at or just beyond the Panhandle Railroad at Second Avenue; and, be it further

RESOLVED, That the attention of the Two Planning Commissions be called to the fact that Council desires to consider the cost of a revised plan for the Boulevard of the Allies and request the two Planning Commissions to also consider this revised plan.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 2959. Resolution protesting against the discrimination by the Receivers of the Pittsburgh Railways Company in not paying the claims of the City against said Railways Company, and providing that the necessary legal steps be taken to secure the payment of said claims.

Which was read, and on motion of Mr. Garland referred to the Committee on Finance.

Mr. Garland, asked, obtained leave, and presented

No. 2960. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of fifteen thousand (\$15,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East Street, from Tripoli Street to Royal Street, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2961. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of thirty thousand (\$30,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview Avenue at Merrimac Street eastwardly along the hillside to Manor Street, and thence to a point near the intersection of Sarah Street and South Seventh Street, including the construction of a highway bridge and undergrade crossings, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2962. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ninety thousand (\$90,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: Paying the cost and expense (including engineering expenses) of the relocation of the Central Fire Alarm Station, including acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2963. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ninety-nine thousand (\$99,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the purpose of providing the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Municipal Hospital, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2964. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of one hundred fifty-six thousand (\$156,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the cost, damages and expense (including engineering expenses of additions, extensions and improvements to the Negley Run Sewer System for Homewood and Brushton Districts, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2965. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of one hundred seventy-seven thousand (\$177,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damage and expense (including Engineering Expenses) of opening, widening, extending and improvig Manchester Avenue, a new street to extend from the intersection of South Avenue and Galveston Avenue (in part along existing streets) at the intersection of Ridge and Allegheny Avenues, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2966. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred one thousand (\$201,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the purpose of providing the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Tuberculosis Hospital, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2967. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred twenty-eight thousand (\$228,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes viz: For the cost, damage and expense (including engineering expenses) of additions, extensions and improvements to the Saw Mill Run Sewer System, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2968. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred thirty-one thousand (\$231,000.00) dollars, and providing for the issue of bonds of said City in said amount to

provide funds for the following purposes, viz: For the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the Nine Mile Run Sewer System for Brushton and East End Avenue Districts, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2969. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred fifty-five thousand (\$255,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the purpose of providing the cost, damages and expenses (including architectural and engineering expenses) of the construction, reconstruction and improvement of buildings for combination fire and police stations in the North Side, East End and West End Districts of the City, including the acquisition of land and buildings therefor, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2970. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of three hundred ninety-nine thousand (\$399,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the cost and expense (including engineering expenses) of repaving, repairing and reconstructing and otherwise improvig the streets of the City generally, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2971. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of five hundred one thousand (\$501,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: The cost and expense (including engineering expenses) of the improvement of City Playgrounds and the establishment of new playgrounds, including acquisition of land, property and equipment therefor, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2972. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of seven hundred seventy-seven thousand (\$777,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Broad

Street, from Highland Avenue to Frankstown Avenue, and extending it in part along Couch Street to Hamilton Avenue, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2973. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of eight hundred sixty-one thousand (\$861,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending, etc., of the Boulevard of the Allies (Monongahela Boulevard), a new boulevard (in part along existing streets) to extend from the intersection of Grant Street and Second Avenue along the Bluff to Craft Avenue, including the building of two viaducts, and providing for the redemption of said bonds and the payment of interest thereon.

Which were severally read and referred to the Committee on Finance.

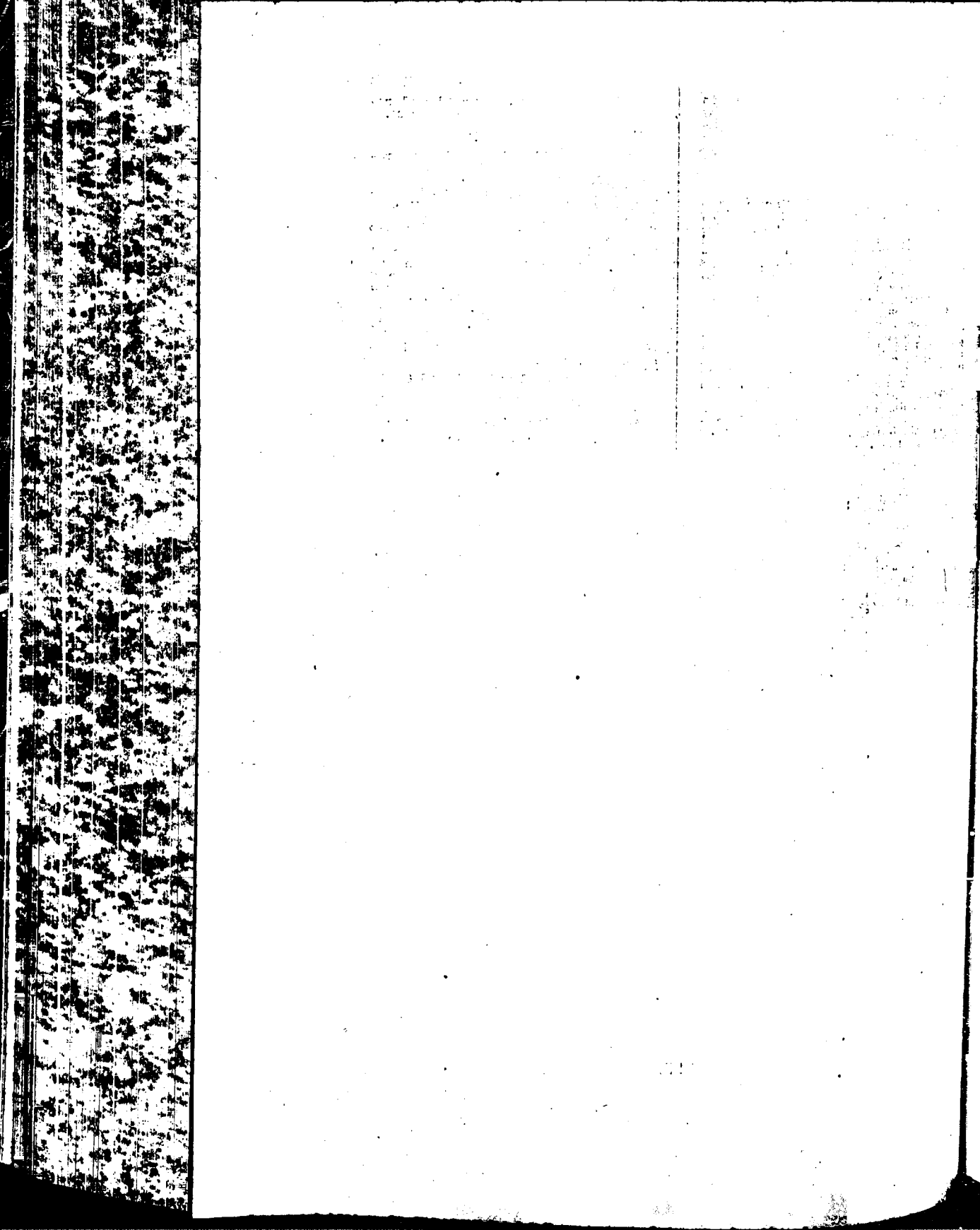
Mr. Winters presented

No. 2974. An Ordinance repealing an Ordinance No. 420 entitled, "An Ordinance to effect and establish daylight saving in the City of Pittsburgh during the months of May, June, July, August and September of each and every year, and requiring all clocks and timepieces within the limits of the City to be advanced one (1) hour at 2:00 o'clock ante meridian from the last Sunday in April of each year, and to be so kept advanced until 2:00 o'clock ante meridian of the last Sunday in September, when they are to be retarded or turned back, one (1) hour, and fixing the standard time for the City of Pittsburgh," approved December 29, 1919.

Which was read and referred to the Committee on Finance.

And on motion of Mr. Winters,

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Wednesday, May 11th, 1921

No. 24

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, May 11th, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa.,

May 9th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, May 11th, 1921, at 1:30 o'clock, P. M., for the consideration of such business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON,

President.

Which was read, received and filed.

Present—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Absent—Messrs.

Anderson	Henderson
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REPORTS OF COMMITTEES

Mr. Robertson presented

No. 2975. Report of the Committee on Public Works for May 10th, 1921, transmitting an ordinance to Council.

Which was read, received and filed. Also, with an affirmative recommendation,

Bill No. 2900. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for making repairs preliminary to the restoration of Bigelow Boulevard at Kirkpatrick Street, and authorizing the setting aside of \$50,000.00 from Code Account No. 1591-E, 'Restoration Bigelow Boulevard at Kirkpatrick Street,' for the payment of costs thereof."

Which was read.

Mr. Robertson moved

A suspension of Rule VIII, providing that all bills, ordinances and resolutions, when returned from committee shall be printed and a copy of each bill mailed to each member at least 48 hours previous to its consideration by Council.

Which motion prevailed.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland presented

No. 2976. Report of the Committee on Finance for May 11th, 1921,

transmitting an ordinance to Council.

Which was read, received and filed.

Also, with a negative recommendation,

Bill No. 2974. An Ordinance entitled, "An Ordinance repealing an Ordinance No. 420, entitled, 'An Ordinance to effect and establishing daylight saving in the City of Pittsburgh during the months of May, June, July, August and September of each and every year, and requiring all clocks and timepieces within the limits of the City to be advanced one (1) hour at 2 o'clock ante meridian from the last Sunday in April of each year, and to be so kept advanced until 2 o'clock ante meridian of the last Sunday in September, when they are to be retarded or turned back one (1) hour, and fixing the standard time for the City of Pittsburgh,' approved December 29, 1919."

Which was read.

Mr. Garland moved

That further action on the bill be indefinitely postponed. Upon which motion, Mr. English demanded a call of the ayes and noes, and the demand

having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
Garland	Herron (President)
Oliver	

Noes—Messrs.

English Winters

Ayes—5.

Noes—2.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

The Chair, at this time, presented

No. 2977. Communication from W. & H. Walker, Inc., Allegheny Garbage Company Department, inclosing copy of letter sent to the City Controller asking for his views as to what an audit should contain in arriving at the cost of the removal and disposal of garbage and rubbish.

Which was read, and on motion of Mr. Dailey, referred to the Committee on Health and Sanitation.

And on motion of Mr. Dailey,
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, May 16th, 1921

No. 25

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, May 16th, 1921.

Council met.

Present—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Absent—Messrs.

Anderson Henderson

Mr. Robertson moved

That the minutes of the meetings of Council for April 25th, April 26th and May 2nd, be approved.

Which motion prevailed.

PRESENTATIONS

Mr. Dailey presented

No. 2978. An Ordinance acknowledging further indebtedness to the M. O'Herron Company in the sum of \$10,131.97 as final payment of full compensation for all work done, materials furnished and their rights under contract No. 5322, Mayor's Office file No. 274, for the grading, paving and curbing of Melwood Street, from Ridgway Street to Denver Street, providing for the payment of the same and authorizing the Controller, if necessary, to acknowledge the assignment of said indebtedness.

Also

No. 2979. Resolution authorizing the issuing of a warrant in favor of Jas. J. Flannery Bro. Co., undertakers, for the sum of \$200.00 for expenses incurred in the funeral of Nellie Bartiromo who was killed by being run over by a police patrol wagon on Wylie Avenue near Logan Street on June 12, 1920, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 2980. Resolution authorizing and directing the City Controller to transfer \$200.00 from Code Account No. 1840, Equipment, Highland Park Stables, and \$300.00 from Code Account No. 1868, Equipment, Riverview Park Stables, to Code Account No. 1802, Equipment, Schenley Park Stables, Bureau of Parks.

Also

No. 2981. Resolution authorizing and directing the City Controller to transfer \$9,000.00 and \$3,500.00 respectively, totalling \$12,500.00, from Code Account No. 1547-E, Repair Schedule, Division of Bridges, to Code Accounts No. 1550 A-3, Wages, Regular Employees, and No. 1553-D, Materials, Bridge Repairs by City Forces, Bureau of Engineering.

Which were severally read and referred to the Committee on Finance.

Also

No. 2982. Resolution authorizing the issuing of a warrant in favor of Charles A. Rooney, employee in the Bureau of Parks, in the sum of \$221.00, for salary during absence from duty for the period from February 15th to April 8th, 1921, on account of sickness contracted while on duty, and charging same to Code Account No. 1836 A-3, Wages, Regular Employees, Highland Park Stables, Bureau of Parks.

Which was read and referred to the Committee on Parks and Libraries.

Also

No. 2983. RESOLVED, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation No.
Animal Rescue League of Pittsburgh	\$1,127.28	1460
Key stone Laundry Company	28.15	1429
Key stone Laundry Company	367.49	1447
Key stone Laundry Company	954.28	1463

Also

No. 2984. Resolution authorizing the issuing of a warrant in favor of R. J. Alderdice, Director of the Department of Public Safety, for the sum of \$245.78 covering expenses incurred by R. J. Alderdice and Clyde S. Edeburn, Captain of Detectives, attending the National Police Conference in New York City during the week of May 1st to May 8th, 1921, and charging same to Code Account No. 1459, Item M, Traveling Expenses, Bureau of Police.

Also

No. 2985. Resolution authorizing the issuing of a warrant in favor of Earl McDonald for the sum of \$99.50 covering moneys expended for railroad fares and expenses enroute for Officer Edward O'Rourke, James Smith (Civilian) and Earl McDonald to Williamson, W. Va., in search for Joe Thomas, wanted in this county for murder and rape, and charging same to Code Account No. 1459, Item M, Travelling Expenses, Bureau of Police.

Which were severally read and referred to the Committee on Public Safety.

Mr. English presented

No. 2986. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public bath house on Crawford Street near Wylie Avenue, and authorizing the setting aside of twenty thousand (\$20,000.00) dollars from the proceeds of "Playground Improvement Bonds, 1919", Bond Fund Appropriation No. 201, for the payment of the costs thereof.

Also

No. 2987. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public comfort station at the corner of Wylie Avenue and Crawford Street, and authorizing the setting aside of twenty thousand (\$20,000.00) dollars from the proceeds of "Public Comfort Station Bonds, 1919", Bond Fund Appropriation No. 202, for the payment of the costs thereof.

Also

No. 2988. Resolution authorizing and directing the Mayor to execute and deliver a deed to M. B. Black for Lot No. 6 located on Steuben Street, Twentieth Ward, for the sum of

\$250.00; deed to be made to party designated by Mr. Black when offer is accepted.

Which were read and referred to the Committee on Finance.

Also

No. 2989. Communication from Dr. R. V. Pitcairn asking that Beechwood Boulevard be surfaced up on Morrowfield or Monitor Streets.

Also

No. 2990. Communication from residents of the Twentieth Ward asking that cinders be placed on Swantek Street between Thayer Street and Middleton Road.

Also

No. 2991. Communication from W. H. Christy regarding the improvement of Crotzer Avenue in that part of the City formerly known as Charters Township.

Which were severally read and referred to the Committee on Public Works.

Also

No. 2992. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$94,570.66 and the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$32,208.89 for the removal of garbage and rubbish during the month of March, 1921, and charging same to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Also

No. 2993. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$101,601.53 and the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$33,844.88 for the removal of garbage and rubbish for the month of April, 1921, and charging same to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 2994. Communication from Charles A. Poth asking the City to purchase for playground purposes property situate in the Seventeenth Ward, fronting on St. Paul and Roscoe Streets.

Also

No. 2995. An Ordinance amending Line 26 Section 24, Department of Public Safety, Bureau of Police, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2nd, 1920.

Also

No. 2996. An Ordinance amending Section 59, Department of Public Works, Bureau of Engineering, Divi-

sion of Streets, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920, and which was amended by Ordinance No. 472, which became a law January 3, 1921, by reducing the number of Assistant Engineers from eight (8) to six (6) and by adding two (2) Special Construction Engineers and fixing the rate of compensation thereof.

Also

No. 2997. An Ordinance authorizing an increase of the indebtedness of the City of Pittsburgh in the sum of eighty-one thousand (\$81,000.00) dollars and the issuance of bonds of said City in said amount to provide for the improvement of Bigelow Boulevard, and providing for the payment of the principal and interest of said bonds.

Also

No. 2998. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of four hundred and seventeen thousand (417,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost damages and expense (including engineering expenses) of opening, widening and improving Diamond Street, from Grant Street to Smithfield Street, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 2999. An Ordinance appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of \$10,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 3000. An Ordinance appropriating and setting aside from the proceeds of Baker Street Improvement Bonds, 1919, Bond Fund Appropriation No. 220 the sum of \$6,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 3001. An Ordinance appropriating and setting aside from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, the sum of \$7,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 3002. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public comfort station at Highland Avenue Entrance to Highland Park, and authorizing the setting aside of twenty-two thousand (\$22,000.00) dollars from the proceeds of "Public Comfort Station Bonds, 1919", Appropriation No. 202, for the payment of the costs thereof."

Also

No. 3003. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading and otherwise improving of Arlington Playground, and authorizing the setting aside of \$10,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3004. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading and otherwise improving of Beechwood Playground, and authorizing the setting aside of \$10,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919 Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3005. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading, construction of wading pool, and fences at the Fulton Street Playground, and authorizing the setting aside of \$20,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3006. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a grandstand and grading of the Homewood Playground, and authorizing the setting aside of \$8,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3007. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of fences, change in the location of existing road, and re-

pairs to building in Lawrence Park Playground, and authorizing the setting aside of \$6,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3008. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of fences at the Salt Works Playground, and authorizing the setting aside of \$2,500.00 from the proceeds of the sale of Playground Improvement Bonds 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3009. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a wading pool, sidewalk and steps at the Troy Hill Basin Playground, and authorizing the setting aside of \$3,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3010. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a wading pool to the Wabash Playground, and authorizing the setting aside of \$2,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3011. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a fence, repairing existing building and grading at Warrington Playground and authorizing the setting aside of \$4,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3012. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for grading, repairing buildings and otherwise improving West Penn Playground, and authorizing the setting aside of \$23,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3013. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of shelter sheds in the following playgrounds: Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run and Schlelein, and authorizing the setting aside of \$8,250.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3014. An Ordinance establishing the grade of Blanco Way, from Sylvania Avenue to Climax Street.

Also

No. 3015. An Ordinance establishing the grade of Chicora Way, from Sylvania Avenue to Lafferty Avenue.

Also

No. 3016. An Ordinance establishing the grade of Fairview Avenue, from Pine Rue Avenue to a point 400 feet westwardly from Uvilla Street.

Also

No. 3017. An Ordinance re-establishing the grade of Mackinaw Avenue, from Wenzell Avenue to Fremont Place.

Also

No. 3018. An Ordinance fixing the width and position of the roadway and sidewalks of Marsonia Street, from Mountford Street to Biggs Avenue, re-establishing the grades for the roadway and sidewalks and providing for the sloping and parking of portions of the said Marsonia Street lying without the lines of the sidewalks and roadway.

Also

No. 3019. An Ordinance fixing the width and position of the roadway and sidewalks of Meadville Street, from Marsonia Street to Bell Avenue, re-establishing the grade, and providing for the sloping and parking of portions of the said Meadville Street lying without the lines of the sidewalks and roadway.

Also

No. 3020. An Ordinance fixing the width and position of the sidewalks and roadway, and establishing the grade of Morgan Street, from the northerly line of the "Harry Lebman Plan of Lots" to Wylie Avenue.

Also

No. 3021. An Ordinance establishing the grade of Oakfield Way, from Blanco Way to Chicora Way.

Also

No. 3022. An Ordinance establishing the grade of Orient Way, from Estella Avenue to Delmont Avenue.

Also

No. 3023. An Ordinance fixing the width and position of the roadway and sidewalks of Osgood Street, from Lafayette Avenue to Marsonia Street, re-establishing the grades for the roadway and sidewalks and providing for the sloping and parking of the portions of the said Osgood Street lying without the lines of the sidewalks and roadway.

Also

No. 3024. An Ordinance establishing the grade of Sentinel Way, from Joseph Street to Orphan Street.

Also

No. 3025. An Ordinance establishing the grade of Uvilla Street, from Ramona Street to Lorenz Street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3026. Resolution authorizing and directing the City Solicitor to accept the sum of \$50.85 in full payment of the sewer assessment against the property of Martin Nary for the construction of a sewer on Harlan Avenue.

Which was read and referred to the Committee on Finance.

Also

No. 3027. Petition for the grading, paving and curbing of Swan Way, between Stanton Avenue and Wellesley Avenue.

Also

No. 3028. An Ordinance authorizing and directing the grading, paving and curbing of Swan Way, from Stanton Avenue to Wellesley Avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3029. An Ordinance repealing that portion of Ordinance No. 284, entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Penn Avenue, Millvale Avenue and Twenty-eighth Street Bridges crossing over the Pennsylvania Railroad; also the Wilmot Street Bridge over Cunliffe Hollow, and the steps leading from Highland Avenue Bridge to Ravenna Street, and providing for the payment of the costs thereof," approved August 18th, 1919, which pertains to "Penn Avenue Bridge over the Pennsylvania Railroad, repairs and reconstruction of floor system, \$12,500.00."

Also

No. 3030. An Ordinance accepting the dedication of certain property in the Twenty-seventh Ward of the City of Pittsburgh, for public use for highway purposes for the widening of Gerber Avenue.

Also

No. 3031. An Ordinance widening Bigelow Boulevard at its intersection with Bayard Street east of Ruskin Avenue, in the Fourth Ward of the City of Pittsburgh and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3032. An Ordinance widening Bethel Place in the Eleventh Ward of the City of Pittsburgh, from North Highland Avenue to Collins Avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 3033. An Ordinance amending Section 59, Department of Public Works, Division of Streets, and Section 60, Department of Public Works, Division of Parks and Playgrounds, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920 and which was amended by Ordinance No. 50, which became a law March 5, 1920, by creating the position of Estimate Checker, an additional position of Assistant Chief Inspector and an additional position of Public Works Inspector and fixing the rate of compensation thereof.

Also

No. 3034. An Ordinance appropriating and setting aside from the proceeds of Arlington Avenue Improvement Bonds, 1919, Bond Fund Appropriation No. 225, the sum of \$21,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering Department of Public Works.

Also

No. 3035. An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing an auto truck for the use of the Division of Bridges, Bureau of Engineering, Department of Public Works, and providing for the payment of the costs thereof.

Also

No. 3036. Resolution authorizing the issuing of a warrant in favor of Robert Watson in the sum of \$150.00, in full settlement of all claims for injuries received by stepping into a hole in the cinder walk in the rear of the First Ward School, North Side, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3037. Resolution authorizing the execution and delivery of a quit-claim deed to John C. Logan for all that certain lot situate in the Fourteenth Ward, beginning at a point on the easterly side of Cash Way, 240 feet northerly from the northeast corner of Commercial Street and Cash Way; thence northerly along the easterly side of Cash Way 52 feet to a point; thence southerly 56 feet to a point; thence westwardly 21 feet, more or less, to a point at the place of beginning in consideration of the sum of one (\$1.00) dollar.

Also

No. 3038. Resolution authorizing and directing the Controller to transfer the sum of \$500.00 from Code Account No. 1132-F, Equipment, to Code Account No. 1126 Salaries, Department of Supplies.

Which were severally read and referred to the Committee on Finance.

The Chair presented

No. 3039. Resolution authorizing and directing the City Controller to transfer the sum of \$16,000.00 from Code Account No. 1444, Salaries, Regular Employees, Bureau of Police, and the sum of \$10,000.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1433½, Wharf Parking Plan, Department of Public Safety.

Which was read and referred to the Committee on Finance.

Also

No. 3040. Communication from the Chamber of Commerce calling attention to the condition of Point Bridge.

Also

No. 3041. Communication from N. F. Brown, Director, Department of Public Works submitting list of assessment ordinances for the grading, paving and curbing of streets which can be repealed.

Which were read and deferred to the Committee on Public Works.

Also

No. 3042. Communication from the Oakland Board of Trade asking that the name of the Boulevard of the Allies be changed to Monongahela Boulevard.

Also

No. 3043. An Ordinance changing the name of Wenzell Avenue, from West Liberty Avenue to Catalpa Street, in the Nineteenth Ward, to Valley Forge Avenue.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3044. Communication from C. P. Lang, Secretary, North Side Chamber of Commerce, asking Council to attend a meeting with the County Commissioners, the G. A. R., Foreign War Veterans, Veterans of the World's War and the North Side Chamber of Com-

merce on Thursday, May 19th, 1921, relative to the erection of a memorial hall on the site of the present North Side City Hall.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS

Bill No. 2948. Communication from the Mayor returning, without his approval Bill No. 2767, Resolution transferring \$50,000.00 from Appropriation 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation 42, Contingent Fund.

In Council, May 9, 1921. Read laid over for one week and copy to be furnished each member.

Which was read, received and filed.

Also

Bill No. 2767. Resolution authorizing and directing the City Controller to transfer the sum of \$50,000.00 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 42, Contingent Fund.

In Council, May 9, 1921. Returned without Mayor's approval, and laid over for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, I regret very much that this unfortunate controversy has arisen between two departments of the City Government and that the heads of these departments are unable to act in unison with the Chief Executive.

There are two very important projects before Council—one is the parking plan for the wharves and the other is the repair to the water reservoir in Highland Park. I understand this reservoir has been partially drained for the purpose of making the necessary repairs. I think everyone will agree that there will be a saving in the price of coal, because the \$5.00 per ton estimated in budget making will not be paid for coal and the average price seems to be around \$3.80 per ton, thus leaving a saving of \$1.20 a ton on approximately 100,000 tons of coal.

I voted for this \$50,000.00 transfer from the coal fund to the Contingent Fund and under similar circumstances would again vote in favor of this \$50,000.00 transfer.

When this resolution was passed originally we had not heard anything at all about the leaking reservoir. We had not been informed that it would require at least \$60,000.00 to make repairs. However, now that we have been informed of the condition of the reservoir and the money required to repair same, it seems to me that Council ought to be very careful in this particular matter at this particular time.

I am not in favor of calling repairs to the reservoir an emergency two or three weeks from now or perhaps two or three months from now. It cannot now be called an emergency since we have been informed regarding it, and I think under the circumstances we should not make this transfer, but use the surplus money in the coal account for the purpose of repairing the reservoir.

I am not concerned with the charge that Council was discourteous in proposing the transfer originally without consulting the department head. Such a charge is so foolish that Council can well afford to ignore it. However, if any of the officials can get any amusement or pleasure out of such charges and thoughts, I have no objections; but it seems to me a charge of this kind is not important enough to require any attention. The Council of the City of Pittsburgh, having charge of the appropriation, has a perfect right to make transfers at the will and pleasure of a majority of Council. We all know this and we all act accordingly when it suits or pleases so that it is not necessary for one to take seriously any charge that we were discourteous.

However, the warning of the Managing Engineer of the Water Department is sufficient notice to me that it will eventually be the duty of Council to provide at least \$60,000.00 for repairs to the reservoir.

I have looked up the matter of available money in other funds and find that there has been a surplus carried over in the asphalt materials account from 1920, which amounts to nearly \$60,000.00. I have also found that there will be a surplus in the wages account of the Police and Fire Bureaus, from which we could get \$26,000.00, which the Director of the Department of Public Safety requires for parking on the wharves.

While it has been my custom in the past to oppose transfers from wages account, in this particular instance I believe Council would be justified in making the transfer. The reason given by the Mayor that the Executive Department did not employ as many men in the Police and Fire Bureaus at the beginning of the year would therefore indicate that there is a genuine surplus in the wages account and any transfer from that account at this time could not be called a mistake of the Council. It is not our fault if the department did not employ the number of men for which Council provided the money. Consequently that money ought to be available for any other matter in that department or any other in the judgment of the Council.

I am satisfied that the \$26,000.00 required for the parking project can be obtained without transferring the money from the coal account in the Bureau of Water. I therefore deem it my duty to sustain the veto of the Mayor for the sole reason of possible danger to the water supply system of the City.

Mr. Garland arose and said:

Mr. President, I agree with the gentleman that we should take care of the matters in connection with the water supply system of the City. They are emergency matters and they can be taken care of as such.

I think we should conserve the independence of Council—we should not surrender one iota of our powers.

We went into this thing with the full understanding that this money was there and I don't believe we should give up that precedent. There was no lack of courtesy on the part of any member of Council, because it was done unanimously and we should stick to our program.

We will have many occasions before the year is ended to take that money away from the Police Department. There are demands to take that money now and we will be confronted with demands later on.

The subjects the gentleman brings up are emergency matters. We did not hear of these things until after we acted on the transfer, which was done to the best of our ability. I don't believe Council should be criticized for its action in this matter.

Mr. Oliver arose and said:

Mr. President, there is a rather curious situation before us. The Mayor vetoed this transfer resolution for the reason that the money was not available, and after it was ascertained that the Council was right and the Department of Public Works and the Water Bureau were wrong, and the money was really there, the Mayor asks us to sustain his veto because they need the money for other purposes.

It was proven that the money was there and that it could be transferred for the wharf parking project. When the time comes to repair the Highland Park Reservoir they can take the money which the Mayor says is available in the salary accounts in the Department of Public Safety.

I don't think we should worry as to whether the Highland Park Reservoir is going to be fixed. That will be fixed and the money necessary for that purpose will be provided by Council. It might be well to follow the Mayor's suggestion and transfer the \$24,000.00 to which he calls attention into the Contingent Fund and have it available for any purpose which might arise.

The intelligence of Council was challenged by the Mayor in his veto message when he said we did not have the \$50,000.00. We demonstrated that we have the money and I therefore believe we should pass the resolution notwithstanding the objections of the Mayor.

Mr. Winters arose and said:

Mr. President, Mr. Garland and I don't agree on everything, but we do agree on this. This veto was written on the theory that there was a lack of courtesy on the part of Council in the

passage of this resolution. I don't believe there was, as Council gave this matter thorough consideration before it passed the resolution.

I believe the Council merely exercised its prerogative. Council was generous in making the appropriation for the purchase of coal. If Council had underestimated the appropriation for coal, it would get the blame. Therefore, if there is a surplus or balance in the appropriation account the Council should get the credit. Council as the tax levying body has the power to transfer that money to any other account. We are the legislative body who must attend to these affairs and it is our duty to set up appropriations sufficient to carry on the business of the several departments of the City Government, and with equal force we have the right to transfer money from one account to another if that activity does not require all the money appropriated for the fiscal year.

In regard to the repairs to the Highland Reservoir. If that should prove an emergency matter, it shall be the duty of the Council to consider the repairs to the reservoir and find the money for doing the work. Therefore, we should not be concerned about that matter. Council is given a wide latitude. Should an emergency arise the law provides that the Mayor and City Controller shall certify that fact to Council and Council shall pass the necessary legislation setting up the funds with which to meet the emergency. Therefore, taking out this money from the balance remaining in the coal account and applying same to the wharf parking scheme, or using the excess money in the Department of Public Safety and applying same to the repairs to the reservoir is a question of six of one and a half dozen of the other. The principle involved is whether Council has the right to do this and be regarded by the Mayor and a department head as doing a discourteous act, is not warranted in my opinion.

Mr. English arose and said:

Mr. President, I agree with the last speaker that the transfer from coal account to the Contingent Fund or the transfer from the wages account in the Safety Department to the Contingent Fund is six of one and half a dozen of the other. As we seem to be in agreement on that statement, I cannot understand why we would not carry out to a conclusion such agreement by making the transfer in the manner in which I have suggested.

Since the question is six of one and a half dozen of the other in the minds of some members of Council, it seems to the matter of courtesy should be laid on the shelf and Council should act in a businesslike way.

I would rather be on the right side of the people and favor immediate repairs to the reservoir and not jeopardize the water supply system of the City.

However, if Council does not meet this view, I presume I will be called upon later to vote for or against an increase in the tax levy for next year if the Mayor and the Controller decide to call the reservoir leak an emergency. However, permit me to remind the members of Council at this time that according to figures already furnished a majority of the Council has agreed to provide \$600,000.00 for property damages for the Sixteenth Street Bridge, \$254,000.00 property damages for the Fortieth Street Bridge and approximately \$68,000.00 for the M. O'Herron Company on the Melwood Street contract, or a total of \$922,000.00. If the repairs to the reservoir are called an emergency later on and an ordinance under such call is passed, \$50,000.00 will be added to this already large sum of \$922,000.00, which will make a total of \$972,000.00, to be paid from the tax levy of 1922. As this is about a mill and a half I think Council should go slow in making such promises for 1922.

Under the circumstances, I think Council would do well to sustain this veto; make the transfer of \$26,000.00 from the wages account in the Department of Public Safety, and go ahead with the automobile parking plan on the wharves.

It is no disgrace for Council to recede from a position which after all does not matter except one's personal feelings on the charge of lack of courtesy. This is a business proposition and we should not be quarreling about personalities or courtesies which have no place in this discussion. Many times Council has withdrawn bills before the Mayor has signed them on request of the Council or on receipt of further information. Surely the members of Council can see that we have received further information, since this transfer from the coal account was passed in the shape of the statement of the Director of the Department of Public Works, backed up by the Managing Engineer of the Bureau of Water, that the Highland Reservoir is in bad shape and will require at least \$60,000.00 for repairs.

And the question recurring, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Oliver	Herron (President)

Noes—Mr.

English

Ayes—6.

Noes—1.

And there being two-thirds of the votes of Council in the affirmative, the resolution became a law notwithstanding the objections of the Mayor.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 3045. Report of the Committee on Finance for May 10th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Mr. Garland moved

In order to consider the reports of the various committees, that Rule VIII be suspended, providing that a printed copy of each bill or resolution, after its return from committee, shall be mailed to each member of Council at least 48 hours previous to the consideration of such bill or resolution by Council.

Which motion prevailed.

Mr. Garland also presented, with an affirmative recommendation,

Bill No. 2821. An Ordinance entitled, "An Ordinance amending Section 2 of an ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John Eichleay, Jr. Company for a certain portion of Water Street, Sixteenth Ward, Pittsburgh, and fixing the term and rentals thereof," approved the 19th day of October, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2896. An Ordinance entitled, "An Ordinance amending Section 100, Department of Public Works, Bureau of Tests, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2, 1920, and which was amended by Ordinance No. 472, which became a law January

3, 1921, so as to provide an Inspector Chemist in the Bureau of Tests."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2906. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of West Park Improvement Bonds, 1919, Bond Fund Appropriation No. 200, an additional sum of \$2,000.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2907. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of North and Irwin Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, an additional sum of \$3,500.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Equipment, Materials, and Miscellaneous Services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2908. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of \$4,500.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2909. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Valley Park Bonds, 1919, Bond Fund Appropriation No. 226, the sum of \$12,000.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2916. An Ordinance entitled, "An Ordinance authorizing the purchase from Edward Richard of a certain tract or piece of land situate in the Twenty-seventh Ward, and having erected thereon a two-story frame house, for the sum of two thousand (\$2,000.00) dollars, and making the appropriation therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2960. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of fifteen thousand (\$15,000.00) dollars and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East Street, from Tripoli Street to Royal Street, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2961. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of thirty thousand (\$30,000.00) dollars and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new street) to extend from Grandview Ave-

nue to Merrimac Street eastwardly along the hillside of Manor Street, and thence to a point near the intersection of Sarah Street and South Seventh Street, including the construction of a highway bridge and undergrade crossings, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2962. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ninety thousand (\$90,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: Paying the cost and expense (including engineering expenses) of the relocation of the Central Fire Alarm Station, including acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2963. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of ninety-nine thousand (\$99,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Municipal Hospital, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2964. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of one hundred fifty-six thousand (\$156,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the Negley Run Sewer System for Homewood and Brushton Districts, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2965. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of one hundred seventy-seven thousand (\$177,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Manchester Avenue, a new street to extend from the intersection of South Avenue and Galveston Avenue (in part along existing streets) at the intersection of Ridge and Allegheny Avenues, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2966. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred one thousand (\$201,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Tuberculosis Hospital, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2967. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred twenty-eight thousand (\$228,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the cost, damage and expense (including engineering expenses) of additions, extensions and improvements to the Saw Mill Run Sewer System, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2968. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred thirty-one thousand (\$231,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the cost, damages and expenses (including engineering expenses) of additions, extensions and improvements to the Nine Mile Run Sewer System for Brushton and East End Avenue Districts, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2969. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of two hundred fifty-five thousand (\$255,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the purpose of providing for the cost, damages and

expense (including architectural and engineering expenses) of the construction, reconstruction and improvement of buildings for combination fire and police stations in the North Side, East End and West End Districts of the City, including the acquisition of land and buildings therefor, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2970. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of three hundred ninety-nine thousand (\$399,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the cost and expense (including engineering expenses) of repaving, repairing and reconstructing and otherwise improving the streets of the City generally, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2971. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of five hundred one thousand (\$501,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: The cost and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds, including acquisition of land, property and equipment therefor, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Oliver

Robertson
Winters
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2972. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of seven hundred seventy-seven thousand (\$777,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Broad Street, from Highland Avenue to Frankstown Avenue, and extending it in part along Couch Street to Hamilton Avenue, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2973. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of eight hundred sixty-one thousand (\$861,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving the Boulevard of the Allies (Monongahela Boulevard), a new boulevard (in part along existing streets) to extend from the intersection of Grant Street and Second Avenue along the Bluff to Craft Avenue, including the building of two viaducts, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2905. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Public Comfort Station Bonds, Bond Fund Appropriation No. 202, the sum of \$1,200.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2895. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing a combination truck for the use of the Bureau of Tests, Department of Public Works, and providing for the payment of the costs thereof."

In Finance Committee, May 11, 1921. Read and amended by adding at the end of Section 2 the words "No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in Committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.
And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2876. Resolution authorizing the issuing of a warrant in favor of Stoner, Thaw and Company, Ltd., in the sum of \$1,000.00, being settlement in full for damages sustained by them in the widening of Carson Street, from Point Bridge to Main Street, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2899. Resolution authorizing the issuing of a warrant in favor of the Craig Electric Company in the sum of \$62.50, for safety devices installed in the main switch board room, City-County Building, and charging same to Code Account 156, City-County Building.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2902. Resolution authorizing the City Controller to transfer the sum of \$300.00 from Code Account No. 1773-D, "Materials," Bureau of Light, to Code Account No. 1505-F, "Equipment," Director's Office, Department of Public Works.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Garland also presented

No. 3046. Report of the Committee on Finance for May 16th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Mr. Garland moved

That, in order to consider this report, Rule VIII, (providing that all bills and resolutions, when returned from Committee, shall be printed and a copy mailed to each member at least 48 hours previous to the consideration of said bill or resolution by Council,) be suspended.

Which motion prevailed.

Also

Bill No. 2959. Whereas, The report of City Solicitors Prichard and Monroe shows that during the past three years of the Receivership of the Pittsburgh Railways Company over \$6,000,000.00 has been paid to the owners of the property and approximately \$2,300,000.00 has been expended for extraordinary repairs and renewals; and

Whereas, During this time the City of Pittsburgh has not received payment of bridge tolls, repaving, street cleaning, etc., which accounts amount to nearly \$1,000,000.00; therefore, be it

Resolved, That the Council of the City of Pittsburgh protests against this discrimination against the City and declares (1st) that the just claims of the City should be paid before profits called interest and rentals are paid to the owners; (2nd) that ordinary maintenance repairs are proper charges to be included and annual operating expenses; (3rd) that extraordinary expenditures, such as \$2,300,000.00 of 1920, are not annual operating expenses, but are really capital additions which should have been made by the owners and not by means of higher car fares extracted from the public; (4th) that if the owners of the property cannot or will not furnish the money necessary to rebuild the system, the payment of interest and rentals should cease forthwith; (5th) the ordinary operating expenses should be paid first; the just accounts of the City second; whatever funds remain should be expended in rebuilding the tracks, paving and new equipment and such policy continued until a first class transportation system is built up for service for the people; (6th) the present policy of the Receivers in refusing to pay the just claims of the City and at the same time maintain the high rate of fare for the purpose of paying interest and rentals, and rebuilding the system at the expense of the car riders is repugnant to and in violation of the moral laws of justice, equity and decency and in principle is absolutely un-American. We demand a square deal for the people of Pittsburgh. Be it finally

Resolved, That the Mayor be requested to join with the Council in directing the City Solicitors to present this resolution to the United States Court and Public Service Commission of Pennsylvania, and take all legal steps necessary to secure the adoption of this new policy.

In Finance Committee, May 16th, 1921. Read and amended to read as follows:

"Whereas, The report of the City Solicitors Prichard and Monroe shows that during the past three years of the Receivership of the Pittsburgh Railways Company \$6,309,035.23 has been paid to the owners of the property and approximately \$2,300,000.00 has been expended for extraordinary repairs and renewals; and

"Whereas, During this time the City of Pittsburgh has received only trifling payment of bridge tolls, repaving, street cleaning, etc., the unpaid accounts amounting at this date to approximately \$1,000,000.00; therefore, be it

"Resolved, That the Council of the City of Pittsburgh protests against this discrimination against the City and declares (1st) that the just claims of the City are part of the ordinary operating expenses of the Company and should be paid before profits called in-

terest and rentals are paid to the owners; (2nd) that ordinary maintenance repairs are proper charges to be included as ordinary operating expenses; (3rd) that extraordinary expenditures, such as the \$2,300,000.00 expended in 1920, which were made possible by reason of the present high rate of car fare, are not ordinary operating expenses, but are really capital additions which should have been made by the owners and not from operating revenue; (4th) that if the owners of the property cannot or will not furnish the money necessary to rebuild the system, the payment of interest and rentals should cease; (5th) that operating expenses, which include the claims of the City, should be paid first; necessary expenditures in rebuilding the tracks, paving and new equipment; second, and return to capital, third," and, as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 3047. Report of the Committee on Public Works for May 10th, 1921, transmitting an ordinance and several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2928. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Lillian Way, from Knox Avenue to the present pavement at a point about 50' east of Asteroid Way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2918. Resolution authorizing the issuing of a warrant in favor of the Good Roads Machinery Company for the sum of \$609.71, for two Champion Snow Plows delivered to the Bureau of Highways and Sewers, and charging appropriation No. 1626, Equipment and Machinery, Cleaning Highways, Bureau of Highways and Sewers, Department of Public Works.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2919. Resolution authorizing the issuing of warrants in favor of the South Side Coal & Supply Company in the sum of \$11.00, or so much of the same as may be necessary, in payment for coal for Highland Park Reservoir, same to be chargeable to and payable from Code Account 1763, and in favor of the said South Side Coal & Supply Company in the sum of \$107.00, or so much of the same as may be necessary, for coal for the Asphalt Plant, same to be chargeable to and payable from Code Account No. 1655.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2920. Resolution authorizing the issuing of a warrant in favor of Taylor-Wilson Mfg. Company in the sum of \$550.00, or so much of the same as may be necessary, for mixer blades for the Asphalt Plant, same to be chargeable to and payable from Code Account No. 1656.

Which were read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2921. Resolution approving lease made by the Peoples Savings and Trust Company of Pittsburgh, Trustee for E. Louise McLeod Mitchell, to the City of Pittsburgh for that certain property having a frontage of 39.46 feet on Tunnel Street, in the Second Ward, now used and occupied by the Bureau of Highways and Sewers for a further term of one (1) year beginning April 1st, 1921, at an annual rental of \$1,500.00, payable monthly, at the rate of \$125.00, payment for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Service, Stables and Yards, Bureau of Highways and Sewers.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3048. Report of the Committee on Public Service and Surveys for May 11th, 1921, transmitting several ordinances and a lot plan to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2911. Trio Plan of Lots, laid out by Marko Bubnovitch, et al., situate in the Tenth Ward of the City of Pittsburgh, and the dedication of Woodbine and Coleridge Streets and Arcade Way as shown thereon.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

Also

Bill No. 2912. An Ordinance entitled, "An Ordinance approving the 'Trio Plan of Lots', in the Tenth Ward of the City of Pittsburgh, laid out by Marko Bubnovitch, et al., accepting the dedication of Woodbine Street, Coleridge Street and Arcade Way as shown thereon for public use for highway purposes, opening and naming the same, and establishing the grades thereon."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2913. An Ordinance entitled, "An Ordinance establishing the opening grades on Ancy Way, Dickson Street, Mullins Street, Plough Street and Pittier Street, as laid out and proposed to be dedicated as legally opened highways by the Pittsburgh City Garden Company in a plan of lots of their property in the Twenty-seventh Ward of the City of Pittsburgh named 'Garden Square Plan of Lots'."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2915. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway of Swan Way, from Stanton Avenue to Wellesley Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Mr. Winters presented

No. 3049. Report of the Committee on Filtration and Water for May 11th, 1921, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2933. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Mfg. Company in the sum of \$5,940.00, or so much of the same as may be necessary, in payment for fire hydrants and gate valves delivered to the Bureau of Water, the same to be chargeable to and payable from Code Account No. 203-C.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2934. Resolution authorizing the issuing of a warrant in favor of East Liberty Coal & Coke Company in the sum of \$194.78, or so much of the same as may be necessary, for payment of coal for Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2784. Resolution authorizing the issuing of a warrant in favor of J. N. Chester Engineers, for the sum of \$4,653.02, for work performed on rate study, consultation and court appearance on water rate case for the Department of Public Works, Bureau of Water, City of Pittsburgh, Pa., and charge same to Appropriation Account No. 1737, "Miscellaneous Services," Department of Public Works, Bureau of Water.

In Filtration and Water Committee, May 11th, 1921. Read and ordered returned to Council with an affirmative recommendation, subject to report from the Law Department as to whether this is in full payment for services by J. N. Chester Engineers.

Which was read.

Also

No. 3050.

DEPARTMENT OF LAW
CITY OF PITTSBURGH
PENNSYLVANIA

May 4th, 1921.

Mr. E. J. Martin,

City Clerk.

Dear Sir—Referring to your communication of May 12th, 1921, advising that the Committee on Filtration and Water had returned a Resolution providing for a warrant in favor of J. N. Chester Engineers in the sum of \$4,653.02 for services in connection with the water rate case now pending in the Court of Common Pleas, with an affirmative recommendation, subject to a report from this department as to whether the amount stipulated in the resolution is in full payment for all services rendered by the J. N. Chester Engineers, I have to advise you that the amount so stipulated is in full payment for all services rendered by the said J. N. Chester Engineers in connection with this case.

Very truly yours,

CHAS. B. PRICHARD,
City Solicitor.

Which was read, and on motion of Mr. Winters, received and filed.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English (for Mr. Henderson) presented

No. 3051. Report of the Committee on Parks and Libraries for May 11th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2898. Resolution authorizing the issuing of a warrant in favor of Louis Ruhe in the sum of \$918.00, or so much of the same as may be necessary, for animals purchased for Highland Park Zoo, same to be chargeable to and payable from Code Account No. 1848.

In Parks and Libraries Committee, May 11th, 1921. Read and ordered returned to Council with an affirmative recommendation, subject to a report from the Department of Public Works.

Which was read.

Also

No. 3052.

CITY OF PITTSBURGH
PENNSYLVANIA

May 16th, 1921.

President and Members
of Council.

Gentlemen—Referring to Council Bill No. 2898, being a resolution for a warrant in favor of Louis Ruhe, for \$918.00, for animals purchased for Highland Park Zoo, beg to submit herewith an itemized report of the kind and number of animals purchased, and the price of each.

No.	Kind.	Price.
1 Pair	Kangaroos	\$550.00
(6)	Javan Monkeys	96.00
1 Pair.	Lenur Monkeys	80.00
1 Pair	White Swans	70.00
1 Pair	Crown Pigeons	122.00
Total		\$918.00

Yours very truly,

N. F. BROWN,

Director.

Which was read, and on motion of Mr. English, received and filed.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 3053. Report of the Committee on Public Safety for May 10th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also

Bill No. 2755. An Ordinance entitled, "An Ordinance further supplementing an ordinance entitled, "An Ordinance creating the Firemen's Disability Board, defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled or injured employees of the Bureaus of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund," approved the 5th day of January, A. D. 1903, and recorded in O. B. Vol. 15 page 70, and the several supplements and amendments thereto, providing that the beneficiaries of the Firemen's Disability Fund, created by said Ordinance of January 5th, 1903, and the several supplements and amendments thereto, may designate the person or persons to whom death benefits are to be paid in accordance with the provisions of said Ordinances."

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland at this time asked, obtained leave, and presented

No. 3054. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 85, Grand Army of the Republic (Memorial Day Expenses.)

Which was read and referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS.

Mr. English moved

That the City Clerk be instructed to prepare an Ordinance setting aside the sum of \$399,000.00 from the proceeds of bonds authorized in the Bond Ordinance (known as Bill No. 2970) for the cost and expense of re-

paving, repairing and reconstructing and otherwise improving the streets of the City generally, for the express purpose of repaving, repairing and otherwise improving Brownsville Avenue.

Which motion prevailed.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, May 23rd, 1921

No. 26

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, May 23rd, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

PRESENTATIONS.

Mr. Anderson presented

No. 3055. An Ordinance being a supplement to an ordinance entitled, "An Ordinance creating the Firemen's Disability Board and defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled and injured employees of the Bureau of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund," approved January 5th, 1903, and the several supplements and amendments thereof, providing that Howard B. Allen, Superintendent of the Municipal Garage and Repair Shop, and Frank E. Lowrie, Deputy Superintendent of Machinery of the Municipal Garage and Repair Shop, shall be included as beneficiaries under said Ordinance, and that the past serv-

ice of such employees in the Bureau of Fire shall be counted in determining the number of years of service entitling them to a pension under said ordinances.

Which was read and referred to the Committee on Public Safety.

Also

No. 3056. An Ordinance authorizing and directing the grading, paving and curbing of Melwood Street, from Denver Street to the first angle distant about 777 feet northwardly therefrom, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3057. An Ordinance authorizing and directing the grading, regrading, paving, repaving, and otherwise improving to the re-established lines and re-established grades of Diamond Street, from Smithfield Street to Grant Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Dalley presented

No. 3058. An Ordinance amending Lines 5, 6 and 7, Section 24, Bureau of Police, Department of Public Safety, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Also

No. 3059. Resolution authorizing and directing the Director of the Department of Public Health to have the necessary trenches and laterals made and cause the same to be flooded in order to extinguish the fire in the dump on Heth's Avenue, and authorizing and directing the City Controller to set aside the sum of \$1,000.00 from Code Account No. 42, Contingent Fund, to pay for the costs of said work.

Which were read and referred to the Committee on Finance.

Mr. English presented

No. 3060. Petition of Elmer V. Hillburg for exoneration of assessment as the result of the construction of a public sewer on, and the grading, paving and curbing of, Middletown Road.

Also

No. 3061. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Wm. Rosenberg in the sum of \$26.42, being 50 per cent. of the excess meter rate over the former flat rate on property at 1306-08-10 Colwell Street, Third Ward.

Which were read and referred to the Committee on Finance.

Also

No. 3062. An Ordinance authorizing and directing the regrading, repaving and otherwise improving of Crawford Street, Mercer Street, Manilla Street and Peach Way to the grades as re-established between Webster Avenue and Gilmore Street, and providing for the payment of the cost thereof.

Also

No. 3063. Communication from C. E. Burns asking that Pioneer Avenue between West Liberty Avenue and Brookline Boulevard be graded, paved and curbed in accordance with the petition now on file in the Bureau of Engineering, Department of Public Works.

Also

No. 3064. Communication from J. M. Stull relative to the opening and improvement of Clearview Street in that part of the City of Pittsburgh formerly known as Chartiers Township.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3065. Communication from R. E. Macombrey asking the City to place flowers around the Soldiers Memorial in East Park on Memorial Day.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Garland presented

No. 3066. An Ordinance providing for the letting of contracts for certain changes and improvements on portions of the north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking, of automobiles and other vehicles.

Also

No. 3067. Communication from the Historical Society of Western, Pennsylvania asking that an appropriation be made for the purchase of a bronze tablet to be placed in the Stephen C. Foster Memorial, at Bardstown, Ky.

Also

No. 3068. An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, 1919, Bond Fund Appropriation No. 191, the sum of \$2,000.00 for the payment of engineering expenses, including salaries, wages, sup-

plies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 3069. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public comfort station at West Carson Street near South Main Street, and authorizing the setting aside of fifteen thousand (\$15,000.00) dollars from the proceeds of "Public Comfort Station Bonds, 1919," Bond Fund Appropriation No. 202, for the payment of the costs thereof.

Also

No. 3070. Resolution authorizing the issuing of a warrant in favor of Archibald G. Lamont, Architectural Draftsman, Division of City Architect, in the sum of \$36.75 on account of error in the Ordinance fixing his salary, and charging same to Code Account No. 1042, Salaries, Regular Employees, City Architect.

Also

No. 3071. Resolution authorizing and directing the City Controller to transfer the sum of \$1,198.50 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1898, Salaries, Regular Employees, Bureau of Tests.

Also

No. 3072. Resolution authorizing and directing the Board of Water Assessors to issue the exoneration necessary to adjust the water assessments of the Borough of Etna, for the years 1918, 1919 and 1920, to the following amount for each quarter year, and authorizing and directing the City Treasurer to receive such following amounts from the Borough of Etna for the years 1918, 1919 and 1920:

Year 1918, 3rd Quarter Year,	
41,146,000 gallons	\$ 6,209.40
Year 1918, 4th Quarter Year,	
34,625,000 gallons	5,231.25
Year 1919, 3rd Quarter Year,	
3,562,000 gallons	571.80
Year 1919, 4th Quarter Year,	
92,000,000 gallons	13,837.50
Year 1920, 1st Quarter Year,	
1,979,000 gallons	334.35
Year 1920, 2nd Quarter Year,	
91,000,000 gallons	13,687.50
Year 1920, 3rd Quarter Year,	
92,000,000 gallons	13,837.50
Year 1920, 4th Quarter Year,	
92,000,000 gallons	13,837.50

Also

No. 3073. Resolution authorizing and directing the Mayor to execute and deliver a deed to Charles M. Falcone for Lot Nos. 115 and 116 in George S. Martin's Lemington Square Plan, situate on Wiltzie Street at the corner of Ralston Street, Twelfth Ward, for the sum of \$270.00.

Also

No. 3074. Resolution authorizing the City Solicitor to satisfy the lien filed against the property of John Nedlik and Mary Nedlik, his wife, for the grading, paving and curbing of Boundary Street, upon the payment of \$100.00, and charging the costs thereon to the City of Pittsburgh.

Which were read and referred to the Committee on Finance.

Also

No. 3075. Communication from Edward T. Scott, complaining that the M. O'Herron Company, contractors for the grading, paving and curbing of Pocono Street, Fourteenth Ward, have destroyed the shade trees in front of his property.

Also

No. 3076. Petition for the grading, paving and curbing of Semple Street, between Dawson Street and Parkview Avenue.

Also

No. 3077. An Ordinance authorizing and directing the grading, paving and curbing of Semple Street, from Dawson Street to Parkview Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3078. An Ordinance authorizing and directing the grading, to a width of 40 feet, paving and curbing of Oberlin street, from Lemington avenue to Sprague street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Henderson presented.

No. 3079. An Ordinance providing for the appointment of one (1) additional clerk in the Bureau of Building Inspection, Department of Public Safety, and fixing the salary therefor.

Also

No. 3080. An Ordinance authorizing the acceptance of a deed from Matilda M. Cochrane and Louis H. Cochrane, her husband, and Anna B. Dietrich, unmarried, located on Brighton Road, North Side, City of Pittsburgh, such conveyance being made and accepted upon condition that any building erected thereon shall be used exclusively as a branch of the Carnegie Free Library of Allegheny.

Which were read and referred to the Committee on Finance.

Also

No. 3081. An Ordinance providing for the letting of a contract for the furnishing of one (1) Motor Lawn Mower for the Bureau of Parks.

Also

No. 3082. Resolution authorizing and requesting the Director of the Department of Public Works and the Superintendent of the North Side Playgrounds to make the necessary arrangements for the purchase and removal of

the building of Peter W. Waroblyak, located at 900 Chateau Street, now used as dressing rooms in connection with the Twenty-first Ward Playgrounds, and to report thereon to the Committee on Parks and Libraries.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 3083. An Ordinance locating the Boulevard of the Allies, in the First and Fourth Wards of the City of Pittsburgh, between Grant Street at Second Avenue and Craft Avenue, to a variable width, placing same on the general plans of streets and ways in the said City of Pittsburgh.

Also

No. 3084. An Ordinance establishing the grade of the proposed Boulevard of the Allies, from Grant Street at Second Avenue to its intersection with Craft Avenue.

Also

No. 3085. An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson Street east, from the south approach to the Smithfield Street Bridge to South First Street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3086. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of one hundred thirty-four thousand (\$134,000.00) dollars, from the proceeds of "Street Improvement Bonds, 1919," Bond Fund Appropriation No. 194, for the payment of the costs thereof.

Also

No. 3087. An Ordinance authorizing the making of a contract or contracts for the laying and construction of cement sidewalks in the City of Pittsburgh, and providing for the payment thereof.

Also

No. 3088. An Ordinance providing for the letting of a contract or contracts for the furnishing, delivery and installation of Steel Rolling Doors at No. 2 Asphalt Plant, South Avenue, Pittsburgh, for the Bureau of Highways and Sewers, Department of Public Works.

Also

No. 3089. An Ordinance authorizing and directing the construction of a public sewer on Hillcrest Street, from a point about 140 feet west of North Graham Street to the existing sewer on North Graham Street, and providing that the costs damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3090. An Ordinance authorizing and directing the construction of a public sewer on the east

sidewalk of Beechwood Boulevard, from a point about 60 feet north of Fifth Avenue to the existing sewer on Beechwood Boulevard southwest of Penn Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3091. An Ordinance authorizing and directing the grading, paving and curbing of Beechwood Boulevard, from Penn Avenue to Fifth Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 2092. An Ordinance appropriating and setting aside from the proceeds of Street Improvement Bonds, Series "C", Bond Fund Appropriation No. 194, the sum of three hundred ninety-nine thousand (\$399,000.00) dollars for the payment of the cost, damages and expense of the repaving, repairing and other wise improving of Brownsville Avenue, from Warrington Avenue to Carson Street.

Also

No. 3093. Resolution authorizing the issuing of a warrant in favor of Kaufmann Department Stores, Inc., for the sum of \$4,702.00, for uniforms, caps, etc., furnished for the traffic men in the Bureau of Police, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3094. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Annie Hoffman in the sum of \$29.18, being 50 per cent. of the excess meter rate over the former flat rate on property at 627 Belinda Street, Fifth Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 3095. Resolution authorizing the issuing of a warrant in favor of Marella & Lucenti for the sum of \$97.75, for extra work done incident to laying water pipe lines on Northumberland Avenue, Meade Street, Kennebec Street, Connor and Haldane Streets, Montana Street, Herron Avenue, Covell Way, Baum Boulevard, Ridgeville and Marsh Street, and charging same to Contract No. 909, on file in the City Controller's office, Appropriation No. 190, Water Bonds, Series A, 1919, work started January 13th, 1920, and completed May 1st, 1920.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3096. Resolution authorizing and empowering the City Solicitor to satisfy the lien filed at No. 53 October Term 1919, against the property of Samuel Silverstein upon the payment of the sum of \$71.82 and the accumulated interest thereon for the construction of a sewer on Cassina Way, and charging

the costs thereof to the City of Pittsburgh.

Also

No. 3097. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Public Comfort Station at Kelly Street near Homewood Avenue, and authorizing the setting aside of fifteen thousand (\$15,000.00) dollars from the proceeds of "Public Comfort Station Bonds, 1919," Bond Fund Appropriation No. 202, for the payment of the costs thereof.

Also

No. 3098. Communication from Thomas D. Chantler, Esq., asking that his client, J. Harvey Wattles, be reimbursed in the sum of \$1,000.00 for damages to his property at 4929 Wallingford Street by bursting of water pipes after the Bureau of Water had been notified to shut the water off.

Which were severally read and referred to the Committee on Finance.

Also

No. 3099. Communication from the Oberndorf Mfg. Co. asking that the Ordinance locating Thomas Boulevard between Braddock Avenue and Richard Street at a width of 90 feet be repealed.

Also

No. 3100. Resolution adopted by the Board of Commissioners of Allegheny County protesting against any action being taken by the City of Pittsburgh to prohibit the Pittsburgh, Butler, Farmory and New Castle Railway Company from operating its cars in the City of Pittsburgh.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3101. Report of R. J. Alderdice, Director of the Department of Public Safety, of results accomplished at the National Conference of Police Commissioners in New York City.

Which was read and referred to the Committee on Public Safety.

Also

No. 3102. Communication from the Board of Commissioners of Allegheny County notifying Council that the Secretary of War has fixed June 1st, 1921, at 10:00 o'clock, A. M., as the time for the hearing relative to the transfer of the Arsenal property to the City of Pittsburgh.

Which was read and referred to the Committee on Public Works.

Also

No. 3103.

MAYOR'S OFFICE

Pittsburgh, May 23rd, 1921.
President and Members of Council
of the City of Pittsburgh.

Gentlemen—I hereby nominate and appoint to the position of Police Magistrate of the City of Pittsburgh, Mr. Alexander McKnight, 4520 Filmore Street, Pittsburgh, to fill the vacancy made today by the dismissal of Mr. Walter J. Lloyd.

Mr. McKnight is 54 years old. He is a well-known business man, having resided in the Oakland District all his life. He is a member of the Third United Presbyterian Church, has a wife, a daughter and a son, the latter having seen service in the World War.

I consider Mr. McKnight eminently fitted for this important position and vouch for his honesty, integrity and sobriety.

I commend him to you for your early and favorable consideration.

Very respectfully yours,

E. V. BABCOCK,
Mayor.

Which was read.
Mr. Winters moved.

That the communication be received and filed.

Which motion prevailed.

Mr. Winters moved

That the appointment of Mr. McKnight as Police Magistrate be confirmed.

Mr. Garland moved

That action on the confirmation of the appointment of Mr. McKnight as Police Magistrate be postponed for one week.

Upon which motion Mr. Winters demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and were:

Ayes—Messrs.

Dailey Oliver
Garland Robertson
Herron (President)

Noes—Messrs.

Anderson Henderson
English Winters

Ayes—5.

Noes—4.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

At this time a committee of Jewish citizens of the City of Pittsburgh, consisting of Rabbi B. A. Lichter, Dr. S. Bloomberg and Mr. Frank A. Weinstein, appeared and Rabbi Lichter (speaking for the committee, invited the members of Council to join in a public welcome to Dr. Hyman Weitzman and Prof. A. Einstein, who are touring the United States in behalf of the reclamation of Palestine for the Jewish Race. The visitors will arrive in Pittsburgh on Tuesday morning, June 1st, at the East Liberty Station.

Mr. Dailey moved

That the invitation be accepted, and that the committee inform the members of Council of the time of the arrival of the train bearing Dr. Weitzman and Professor Einstein.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3104. Report of the Committee on Finance for May 17th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2997. An Ordinance entitled, "An Ordinance authorizing an increase of the indebtedness of the City of Pittsburgh, in the sum of eighty-one thousand (\$81,000.00) dollars, and the issuance of bonds of said City in said amount to provide funds for the improvement of Bigelow Boulevard, and providing for the payment of the principal and interest of said bonds."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Oliver
Dailey Robertson
English Winters
Garland Herron (President)
Henderson

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2998. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of four hundred and seventeen thousand (\$417,000.00) dollars, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening and improving Diamond Street, from Grant Street to Smithfield Street, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2999. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of \$10,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3000. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Baker Street Improvement Bonds, 1919, Bond Fund Appropriation No. 220, the sum of \$6,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3001. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, the sum of \$7,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3013. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to ad-

vertise for proposals and award a contract or contracts for the construction of shelter sheds in the following playgrounds: Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run and Schlelein, and authorizing the setting aside of \$8,250,000 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3034. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Arlington Avenue Improvement Bonds, 1919, Bond Fund Appropriation No. 225, the sum of \$21,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2823. An Ordinance entitled, "An Ordinance terminating a lease made between the City of Pittsburgh and the Douglas Garage, Inc., a corporation, and repealing the Ordinance authorizing the same, entitled, 'An Ordinance authorizing and directing the leasing to the Douglas Garage, Inc., of the Duquesne Market, and fixing the terms thereof,' approved October 6th, 1920, as recorded in the City Clerk's Office in Ordinance Book, Vol. 31, page 602, and authorizing, upon a proper release being first given, a warrant in favor of the Douglas Garage, Inc., in the sum of \$1,894.56."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2978. An Ordinance entitled, "An Ordinance acknowledging further indebtedness to the M. O'Herron Company in the sum of \$10,141.97 as final payment of full compensation for all work done, materials furnished and their rights under Contract No. 5322, Mayor's Office file No. 274, for the grading, paving and curbing of Melwood Street, from Ridgway Street to Denver Street, providing for the payment of the same, and authorizing the Controller, if necessary, to acknowledge the assignment of said indebtedness."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2863. Resolution authorizing the issuing of a warrant in favor of J. W. McCarthy in the sum of \$250.00, in payment of damages to his automobile, which was run into by a fire engine of No. 8 Engine House, while said automobile was parked on South Highland Avenue, between Penn and Center Avenues, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2979. Resolution authorizing the issuing of a warrant in favor of Jas. J. Flannery Bro. Co., undertakers, in the sum of \$200.00, in payment of funeral expenses of Nellie Bartiromo, child of Anthony Bartiromo, who was killed by being run over by a police patrol on Wylie Avenue on June 12th, 1920, and charging to Contingent Fund, Appropriation No. 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3026. Resolution authorizing and directing the City Solicitor to accept the sum of \$50.85 in full payment of the sewer assessment against property of Martin Nary for the construction of a sewer on Harlan Avenue, on account of errors in Viewers' report.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3054. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 85, Grand Army of the Republic.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2980. Resolution authorizing and directing the City Controller to transfer \$200.00 from Code Account No. 1840, Equipment, Highland Park Stables, and \$300.00 from Code Account No. 1868, Equipment, Riverview Park, Stables, to Code Account No. 1802, Equipment, Schenley Park Stables.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of the Council in the affirmative, the resolution passed finally.

Also

Bill No. 2981. Resolution transferring the sum of \$9,000.00 and \$3,500.00 respectively, to Code Accounts No. 1550, A-3, Wages, Regular Employees, and No. 1553-D, Materials, both in Bridge Repairs by City Force, from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3039. Whereas, It is desired to establish automobile parking facilities on the wharves, under direction of the Department of Public Safety; and

Whereas, There is no appropriation for this purpose; and

Whereas, There is sufficient money in the salary account of the Bureau of Police and the Bureau of Fire in permit a transfer therefrom; now therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$16,000.00 from Code Account No. 1444, Salaries, Regular Employees, Bureau of Police, and the sum of \$10,000.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1433½, wharf Parking Plan.

In Finance Committee, May 17th, 1921. Read and amended by striking out the three preambles, and in the "Resolved" clause, by striking out the words "1433½, Wharf Parking Plan", and by inserting in lieu thereof the words "42, Contingent Fund", and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Mr.

English

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2996. An Ordinance entitled, "An Ordinance amending Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all depart-

ments of the City of Pittsburgh, and the rate of compensation thereof, which became a law January 2, 1920, and which was amended by Ordinance No. 472, which became a law January 3, 1921, by reducing the number of Assistant Engineers from eight (8) to six (6) and by adding two (2) Special Construction Engineers, and fixing the rate of compensation thereof."

Which was read.
Mr. Dalley moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Also

Bill No. 3033. An Ordinance entitled, "An Ordinance amending Section 59, Department of Public Works, Division of Streets and Section 60 Department of Public Works, Division of Parks and Playgrounds, of Ordinance 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law January 2nd, 1920, and which was amended by Ordinance No. 50, which became a law March 5th, 1920, by creating the position of Estimate Checker, an additional position of Assistant Chief Inspector and an additional position of Public Works Inspector, and fixing the rate of compensation thereof."

Which was read.
Mr. Dalley moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Robertson presented

No. 3105. Report of the Committee on Public Works for May 17th, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2872. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of the sale of 'Highland Park Improvement Bonds, 1919,' Bond Fund Appropriation No. 213, the sum of \$2,000.00 for the payment of engineering expenses, including salaries, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2873. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the improvement of Washington Boulevard from Heth's Run Bridge eastwardly to present paving in Highland Park, and authorizing and setting aside the sum of \$81,000.00 from the proceeds of the sale of Highland Park Improvement Bonds, 1919, Appropriation No. 213, for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2929. An Ordinance entitled, "An Ordinance repealing Ordinance No. 302, entitled, 'An Ordinance widening Carson Street East, in the Seventeenth Ward of the City of Pittsburgh, from South First Street to the south approach to the Smithfield Street Bridge,' approved October 2nd, 1919."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3029. An Ordinance entitled, "An Ordinance repealing that portion of Ordinance No. 284, entitled, 'An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the Penn Avenue, Millvale Avenue and Twenty-eighth Street Bridges crossing over the Pennsylvania Railroad; also, the Wilmot Street Bridge over Cunliffe Hollow, and the steps leading from Highland Avenue Bridge to Ravenna Street, and providing for the payment of the costs thereof,' approved August 18th, 1919, which pertains to Penn Avenue Bridge over the Pennsylvania Railroad, repairs and reconstruction of floor system, \$12,500.00."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2299. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing of two sewage ejectors for the Comfort Stations."

In Public Works Committee, May 17th, 1921. Read and amended in Section 1 by striking out the words "eight thousand (\$8,000.00)" and by inserting in lieu thereof "six thousand (\$6,000.00)", and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Robertson moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson also presented

No. 3106. Report of the Committee on Public Works for May 18th, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2788. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Clark Way, from Miller Street to Overhill Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 2797. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 34 feet, paving and curbing of Morrison Street, from "B" Street to St. Mark's Place, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.
And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative the

Mr. Oliver presented.

bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

No. 3107. Report of the Committee on Public Service and Surveys for May 18th, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2869. An Ordinance entitled, "An Ordinance granting unto the Pennsylvania Lubricating Company, its successors and assigns, the right to construct, maintain and use bridge over and above Spruce Way, approximately 155.71 feet eastwardly from the eastern line of Thirty-third Street, for the purpose of conveying materials, etc., between the buildings of the Pennsylvania Lubricating Company, said buildings being located on opposite sides of Spruce Way, Sixth Ward, City of Pittsburgh."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winter
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3020. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway, and establishing the grade of Morgan Street, from the northerly line of the 'Harry Lebmán Plan of Lots,' to Wylie Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3024. An Ordinance entitled, "An Ordinance establishing the grade of Sentinel Way, from Joseph Street to Orphan Street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3025. An Ordinance entitled, "An Ordinance establishing the grade of Uvilla Street, from Ramona Street to Lorenz Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 3043. An Ordinance entitled, "An Ordinance changing the name of Wenzell Avenue, from West Liberty Avenue to Catalpa Street, in the Nineteenth Ward, to Valley Forge Avenue."

Which was read.

Mr. Oliver moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. English presented

No. 3108. Report of the Committee on Health and Sanitation for May 18th, 1921, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2992. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$94,570.66, for the removal of garbage and rubbish for the month of March, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$32,208.89, for the removal of garbage and rubbish for the month of March, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2993. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$101,601.53, for the removal of garbage and rubbish for the month of April, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$33,844.88, for the removal of garbage and rubbish for the month of April, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 3109. Report of the Committee on Public Safety for May 18th, 1921, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2983. Resolution authorizing the issuing of warrants in favor of the following firms in payment of claims contracted for by the Department of Public Safety, without competitive bids, and charging the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation No.
Animal Rescue League of Pittsburgh.	\$1,127.28	1460
Keystone Laundry Company	28.15	1429
Keystone Laundry Company	367.49	1447
Keystone Laundry Company	954.28	1463

Which was read.

Mr. Dailey moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2984. Resolution authorizing the issuing of a warrant in favor of R. J. Alderdice, Director of the Department of Public Safety, for the sum of \$245.78, covering expenses incurred by R. J. Alderdice and Clyde S. Edeburn, Captain of Detectives, attending the National Police Conference in New York City during the week of May 1st to May 8th, 1921, and charging the same to Code Account No. 1459, Item M, Traveling Expenses, Bureau of Police.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 2892. Resolution providing that the expenses of the trip of Director Alderdice and Captain Edeburn in attending the National Police Conference in New York City be paid from Code Account No. 1459-M, Traveling Expenses, Bureau of Police.

Which was read.

Mr. Dailey moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Anderson presented

No. 3110. Whereas, The Municipality of the City of Pittsburgh being mindful not only of the sympathy of Washington, Jefferson, Lincoln and other presidents for the oppressed people of Ireland, but also of the pledge of Congress made through Benjamin Franklin in 1778; and

Whereas, The present war in Ireland, waged to repress representative government with every circumstance of barbarism, is a menace to the people of the World; and

Whereas, A free sister Republic in Ireland is in the best interests of our country and thus also of our State; be it therefore

Resolved, That President Harding be requested in conformity with precedents well established and practice frequently exercised to recognize the elected government of the Republic of Ireland, and that this resolution, signed by Mayor Babcock and sealed with the seal of the Council, be conveyed to President Harding and to Senators Knox and Penrose by the City Clerk.

Which was read.

Mr. Anderson moved

The adoption of the resolution.

Mr. Henderson moved

That the resolution be laid over for one week.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Upon which motion, Mr. Winters demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	

Noes—Messrs.

Anderson	Winters
English	Herron (President)

Ayes—5.

Noes—4.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Dailey presented

No. 3111. Resolution authorizing P. J. McArdle, Chief Investigator, to continue his duties, and directing the Mayor to restore to the Investigation Division its rooms in the City-County Building.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 3112. Whereas, The Pittsburgh Baseball Club has stirred the country with its sensational play since the opening of the season more than a month ago; and

Whereas, The success of the Club is a spur to civic pride and a momentum to the City's growth and progress; therefore, be it

Resolved, That Council, on behalf of the people of Pittsburgh, does hereby express its hearty commendation and appreciation of the courageous and enthusiastic work of the Club, with continued well wishes for the future; and, be it further

Resolved, That the contents of this resolution be telegraphed to Manager George Gibson and his men at New York City.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

And on motion of Mr. Robertson, Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, May 28th, 1921

No. 27

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Saturday, May 28, 1921.

Council met pursuant to the following call:

Pittsburgh, May 26, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Saturday morning, May 28, 1921, at 11:00 o'clock, for the purpose of taking up reports of the several committees and such other business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON,
President.

Which was read, received, and filed.
Present—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Robertson
Garland	Herron (President)

Absent—Mr.
Winters

Mr. Anderson presented

PRESENTATIONS.

No. 3113. An Ordinance supplementing an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and the amendment thereto approved January 3rd, 1921, by adding thereto the employees of the Oliver Swimming Pool.

Which was read and referred to the Committee on Finance.

Also

No. 3114. An Ordinance providing for the making of a contract or contracts for the furnishing and erection of "Ashes Handling Apparatus and Appurtenances," at Ross Pumping Station, Contract No. 5-K.

Which was read and referred to the Committee on Filtration and Water.

Mr. Dalley presented

No. 3115. Petition for the grading and paving of Snively Way between North St. Clair Street and Casanova Way.

Also

No. 3116. An Ordinance authorizing and directing the grading and paving of Snively Way, from North St. Clair Street to Casanova Way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3117. An Ordinance providing for the making of a contract for the purchase of a Bronze Tablet to be placed on the Manor House at "Federal Hill" in Bardstown, Kentucky, where Stephen Collins Foster of Pittsburgh, Pennsylvania, wrote "My Old Kentucky Home."

Also

No. 3118. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a grandstand in Washington Park Playground, and authorizing the setting aside of \$5,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3119. Resolution authorizing the issuing of a warrant in favor of Julia Shaughnessy in the sum of \$400.00, in full settlement of all claims on account of injuries received by stepping into a hole in the street while alighting from a street car at the corner of Maryland and Ellsworth Avenues, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3120. Communication from the Armstrong Playground Association asking the City to acquire by condemnation proceedings the Hartje property in the Seventeenth Ward for playgrounds.

Also

No. 3121. Communication from C. C. Hamilton offering property on Stranmore Street, North Side, for \$3,600.00, to be used for playground purposes.

Also

No. 3122. Communication from Wm. L. Hirsch asking that the City provide guides to lead the blind men from and to the Workshop of the Blind, 434 Second Avenue.

Also

No. 3123. Communication from J. Merrill Wright, Esq., asking that the Council make an appropriation for the purpose of installing at important street intersections sign posts with red lights so as to prevent collision of vehicles.

Which were severally read and referred to the Committee on Finance.

Mr. Robertson presented

No. 3124. An Ordinance authorizing and directing the grading, paving and curbing of Damas Street, from Rockledge Street to Bader Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3125. An Ordinance authorizing and directing the construction of a public sewer on Arval Way, from a point about 410 feet N. E. of Morgan Street to the existing sewer on Morgan Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3126. An Ordinance authorizing and directing the construction of a public sewer on Silverdale Street, from a point about 15 feet south of Ferndale Street to the existing sewer on Perchment Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3127. Resolution authorizing the issuing of a warrant in favor of Mrs. A. E. Gruber for \$40.90 for expense incurred by reason of repairing the main sewer on Hackney Street, and charging same to Appropriation No. 1630, Miscellaneous Services, Repairing Highways.

Also

No. 3128. Resolution authorizing the issuing of a warrant in favor of Mrs. Charles Schwab for \$30.92 for expense incurred by reason of repairs to wall and plaster on account of Watson Street sewer clogging up and flooding her premises, and charging same to Appropriation No. 1630, Miscellaneous Services, Repairing Highways.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3129. Communication from Boggs & Buhl, Inc., protesting against the City permitting the parking of automobiles on the north side of East Park at the corner of Ohio and Federal Streets.

Also

No. 3130. Communication from the Federation of Civic Clubs of the North Side asking that a hearing be granted before final action is taken on the proposition to allow parking of automobiles in West Park opposite the North Side Market House.

Which were read and referred to the Committee on Public Safety.

The Chair presented

No. 3131. Communication from the Veterans of Foreign Wars of the United States asking Council to adopt a resolution providing for the payment of salaries to City employees who are war veterans while they are absent from duty attending conventions or gatherings of veterans of wars.

Which was read and referred to the Committee on Finance.

Also

No. 3132. Petition of Dr. John L. Steffy and Wm. A. Hudson asking for relief in the matter of ingress and egress to their property over the right-of-way of the Pittsburgh Railway Company on Brookline Boulevard, Nineteenth Ward.

Also

No. 3133. Communication from The P. McGraw Wool Company relative to the closing of McFadden Street, North Side, during the improvement of East Ohio Street.

Also

No. 3134. Communication from Lutz & Schramm relative to the closing of McFadden Street, North Side, during the improvement of East Ohio Street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 3135. Communication from F. M. Duke asking for a hearing relative to obtaining a building permit for store and dwelling at 4915 Second Avenue.

Also

No. 3136. Communication from the Civic Club of Allegheny County asking Council to enforce the Ordinance prohibiting display of advertising on City property.

Which were read and referred to the Committee on Public Safety.

Also

No. 3137. Communication from the Chamber of Commerce relative to hearing before the Engineers of the War Department relative to the construction of the Lake Erie & Ohio River Ship Canal.

Which was read and referred to the Committee on Public Works.

Also

No. 3138. Communication from Palestine Council of Pittsburgh stating that the Palestine representatives will arrive in Pittsburgh on Tuesday morning, May 31st, 1921, at 9:20 o'clock, at the East Liberty Station.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3139. Report of the Committee on Finance for May 14th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Mr. Garland moved

A suspension of Rule VIII, providing that printed copies of each bill or resolution when returned from committee, shall be mailed to each member of Council at least 48 hours previous to being finally acted upon by Council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 2986. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public bath house on Crawford Street near Wylie Avenue, and authorizing the setting aside of twenty thousand (\$20,000.00) dollars from the proceeds of 'Playground Improvement Bonds, 1919,' Bond Fund Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2387. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award

a contract or contracts for the construction of a public comfort station at the corner of Wylie Avenue and Crawford Street, and authorizing the setting aside of twenty thousand (\$20,000.00) dollars, from the proceeds of 'Public Comfort Station Bonds, 1919,' Bond Fund Appropriation No. 202, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3003. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading and otherwise improving of Arlington Playground, and authorizing the setting aside of \$10,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3004. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading and otherwise improving of Beechview Playground, and authorizing the setting aside of \$10,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3005. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading, construction of wading pool and fences at the Fulton Street Playground, and authorizing the setting aside of \$20,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3006. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a grandstand and grading of the Homewood Playground, and authorizing the setting aside of \$8,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation of 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3007. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of fences, change in the location of existing road, and repairs to building in Lawrence Park Playground, and authorizing the setting aside of \$5,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3008. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of fences at the Salt Works Playground, and authorizing the setting aside of \$2,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3009. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a wading pool, sidewalk and steps at the Troy Hill Basin Playground, and authorizing the setting aside of \$3,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3010. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a wading pool at the Wabash Playground, and authorizing the setting aside of \$2,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3069. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public comfort station at West Carson Street near South Main Street, and authorizing the setting aside of fifteen thousand (\$15,000.00) dollars from the proceeds of 'Public Comfort Station Bonds, 1919,' Bond Fund Appropriation No. 202, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3097. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public comfort station at Kelly Street near Homewood Avenue, and authorizing the setting aside of fifteen thousand (\$15,000.00) dollars from the proceeds of 'Public Comfort Station Bonds, 1919,' Bond Fund Appropriation No. 202, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3066. An Ordinance entitled, "An Ordinance providing for the letting of contracts for certain changes and improvements on portions of the

north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2910. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201, an additional sum of \$25,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3092. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Street Improvement Bonds, Series 'C', Bond Fund Appropriation No. 194, the sum of three hundred ninety-nine thousand (\$399,000.00) dollars for the payment of the cost, damages and expense of the repaving, repairing and otherwise improving of Brownsville Avenue, from Warrington Avenue to Carson Street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3068. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, 1919, Bond Fund Appropriation No. 191, the sum of \$2,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2996. An Ordinance entitled, "An Ordinance amending Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, by reducing the number of Assistant Engineers from eight (8) to six (6) and by adding two (2) Special Construction Engineers and fixing the rate of compensation thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3033. An Ordinance entitled, "An Ordinance amending Section 59, Department of Public Works, Division of Streets, and Section 60, Department of Public Works, Division of Parks and Playgrounds, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pitts-

burgh and the rate of compensation thereof, which became a law January 2nd, 1920, and which was amended by Ordinance No. 50, which became a law March 5th, 1920, by creating the position of Estimate Checker, an additional position of Assistant Chief Inspector and an additional position of Public Works Inspector and fixing the rate of compensation thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3080. An Ordinance entitled, "An Ordinance authorizing the acceptance of a deed from Mathilda M. Cochrane and Louis H. Cochrane, her husband, and Anna B. Dietrich, unmarried, located on Brighton Road, North Side, City of Pittsburgh, such conveyance being made and accepted upon condition that any building erected thereon shall be used exclusively as a branch of the Carnegie Free Library of Allegheny."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3011. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a fence, repairing existing building and grading at Warrington Playground, and authorizing the setting aside of \$4,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

In Finance Committee, May 23rd, 1921. Read and amended in Section 2 and in the title by striking out "\$4,000.00," and by inserting in lieu thereof "\$3,700.00," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3012. An ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for grading, repairing buildings and otherwise improving West Penn Playground, and authorizing the setting aside of \$23,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

In Finance Committee, May 23rd, 1921. Read and amended in Section 1 by striking out as shown in heavy face type, and in the title by striking out the words "repairing buildings" and by inserting in lieu thereof the words "constructing building," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3070. Resolution authorizing the issuing of a warrant in favor of Archibald G. Lamont, Architectural Draftsman, Division of City Architect, in the sum of \$36.75, on account of mistake in Ordinance amending Salary Ordinance, and charging the same to Code Account No. 1042, Salaries, Regular Employees, City Architect.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule, having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—S.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3059. Resolution authorizing and directing the Director of the Department of Public Health to have the necessary trenches and laterals made and cause the same to be flooded in order to extinguish the fire in dump at Heth's Avenue, and authorizing and directing the City Controller to set aside the sum of \$1,000.00 from Code Account No. 42, Contingent Fund, to pay for the costs of said work.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3061. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Wm. Rosenberg on account of charge for water in the sum of \$26.42, being 50 per cent. of the excess meter rate over the former flat rate on premises at 1306-08-10 Colwell Street, Third Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3094. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Annie Hoffman on account of charge for water in the sum of \$29.18, being 50 per cent. of the excess meter rate over the former flat rate on premises at 627 Belinda Street, Fifth Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution was passed finally.

Also

Bill No. 3111. Resolution authorizing P. J. McArdle, Chief Investigator, Division of Investigation, to continue his duties, and directing the Mayor to restore to the Investigation Division its rooms in the City-County Building.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. English arose and said:

Mr. President, I am opposed to the passage of this bill. I think it is rather hasty. I want to point out to the friends of the bill the mistake they are making in passing it. A reference is made in the bill to the Chief Inves-

tigator only; there is no reference to the Assistant Investigator. It seems to me that if it is the intention of a majority of the Council to re-enact this Division of Investigation they certainly ought to provide for an Assistant Investigator.

The big mistake is attempting to force the Mayor to do something which we know he will not do.

I am advised by the City Solicitor that the City Administration intends to appeal from the decision of Judge Macfarlane. That being the case, the passage of this resolution will not obtain what is intended.

I repeat the suggestion I made in Committee last week: That I have no objection if a majority of the Council desires to go ahead and provide offices, they can do so by providing for office space in rooms which are strictly within the control of Council.

If it is the desire of a majority of Council to attempt to continue this Division, Council ought first to set it up right and take care of the Assistant Investigator and provide rooms for the Division, which are at the disposal of Council. There are three rooms in the rear of the City Clerk's office on the Fourth Avenue side of the Building which are used very little by the Council. One room has a telephone in it and this room could be assigned to Mr. McArdle and his assistant or assistants, and if any councilman desired to use the telephone he should not object to leaving the room for a few minutes occasionally.

I think this is a foolish proposition to try to make the Mayor do something which we all know he will not do. Secondly, we know we cannot make him do it, and thirdly, this matter is within the control of Council itself; because it can provide office space for this Division.

Aside from that, which is a good suggestion to the friends of the bill, the most serious objection that I have is that Council has not determined just what the power of the Council is on this proposition. I don't believe it has ever been tested, and the members of the present Council who have been members for years, know full well that when an appropriation falls the position falls. We need only refer to the whitewings in the Bureau of Highways and Sewers. When the appropriation runs out the men are notified that there is no money to pay wages and they are dropped from the payroll at the discretion of the Director of the Department of Public Works.

The members of Council will recall the matter of Street Inspectors, whose positions were created and set up in the salary bill just the same as the positions of the Chief Investigator and his Assistant. At that time, Mr. McArdle along with the majority of members of Council, reduced the amount of the appropriation for Street Inspectors' salaries. The salary bill fixed the number of Inspectors at 22, but in the appropriation bill the amount of money was deliberately cut down by the majority of Council, so that it was impossible for the Department of Public Works to employ more than 16 Inspectors. Notwithstanding that 22 positions were set up in the previous salary ordinance, the Director of the Department had to call in 4 or 5 Inspectors, who had Civil Service standing (which Mr. McArdle does not have) and because of no appropriation these men were dropped from the payroll. The Division of Investigation is in the same position as the Inspectors. The positions are still set up in the salary bill, but no legal appropriation for payment is available.

This question ought to be determined for our own knowledge and satisfaction, also for the knowledge of the executive branch of the City government, as to whether Council has the right to create positions without setting up an appropriation to pay the salary of the persons filling these positions, and whether it is the duty of the Controller to pay out money which was not set up for a specific purpose. The other question is the veto power given the Mayor. The Mayor under the law is given the right to veto any or all of an appropriation. Any portion which he has vetoed and which veto is sustained by Council, or which is not overridden by two-thirds vote of the Council, does not become a law.

There is much more in this question than providing a job for Mr. McArdle and I think the majority of the Council ought to proceed carefully in order to learn what the law is on this particular question.

I deem it therefore my duty to vote against this resolution, not as a personal reflection against Mr. McArdle; not because Council desires to make these positions, but because I think the decision of Judge Macfarlane is not clear on the points to which I have called attention.

Mr. Garland arose and said:

Mr. President, the matters to which Mr. English calls attention were brought out by the Legal Department in the prosecution of the case and on

which the learned Judge was asked to render his opinion. Therefore, all these matters are ancient history.

The gentleman has said, or at least inferred, that if we would appoint an Assistant Investigator and provide the rooms for the Division, he would vote for the same. I would like to ask him if he will go along with the proposition if we provide for the Assistant Investigator and furnish the Division with offices?

Mr. English arose and said:

Such a ridiculous question, Mr. President, should receive dignified silence. I did not make any statements or inferences as the gentleman suggests and he knows full well that I can not be forced by any majority of Council or anybody else in or out of Council to do something which I believe is not right. I have no objection to any majority of Council assigning the rooms to Mr. McArdle or whoever may be at the head of this Division which are at the disposal of Council in which to conduct the business of the Division. The majority of Council can do that, and I thought I made myself clear on that. But asking me to vote for the ordinance is ridiculous.

Mr. Garland arose and said:

Mr. President, the gentleman has given the inference that he would be for the resolution if this or that was done. That was all camouflage. He did not mean it.

Mr. English arose and said:

Mr. President, I would like to answer the gentleman. I have just stated that offering suggestions to the majority and agreeing to vote for this bill are two different matters. I never said I would go along with this proposition, neither did I give him any room for the basis of such an inference. But I will answer him on one point which perhaps he will not like. He said the Law Department brought up everything in the trial of the case. The Law Department did not bring out in the trial that the salary bill which fixed the salary of the employees in this division had not been before the Mayor for his action. It was an amendment to the salary bill of 1919 that was submitted to the Mayor and not the complete annual salary bill. I think if Judge Macfarlane had known that the majority of Council deliberately prevented the Mayor from getting an opportunity to veto the position in the salary bill it might have changed his decision.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey Oliver
Garland Robertson
Herron (President)

Noes—Messrs.

Anderson Henderson
English

Ayes—5.

Noes—3.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3002. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public comfort station at Highland Avenue Entrance to Highland Park, and authorizing the setting aside of twenty-two thousand (\$22,000.00) dollars from the proceeds of 'Public Comfort Station Bonds, 1919,' Appropriation No. 202, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 3140. Report of the Committee on Public Works for May 24th, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3086. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of one hundred thirty-four thousand (\$134,000.00) dollars from the proceeds of 'Street Improvement Bonds, 1919,' Bond Fund Appropriation No. 194, for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Henderson
Dailey Oliver
English Robertson
Garland Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3087. An Ordinance entitled, "An Ordinance authorizing the making of a contract or contracts for the laying and construction of cement sidewalks in the City of Pittsburgh, and providing for the payment thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson Henderson
Dailey Oliver
English Robertson
Garland Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3089. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Hillcrest Street, from a point about 140 feet west of North Graham Street to the existing sewer on North Graham Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3090. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the east sidewalk of Beechwood Boulevard, from a point about 60 feet north of Fifth Avenue to the existing sewer on Beechwood Boulevard southwest of Penn Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3077. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Semple Street, from Dawson Street to Park View Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2818. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Stratton Lane, from Walnut Street to Howe Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Oliver presented

No. 3141. Report of the Committee on Public Service and Surveys for May 24th, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed. Also, with an affirmative recommendation,

Bill No. 3014. An Ordinance entitled, "An Ordinance establishing the grade of Blanco Way, from Sylvania Avenue to Climax Street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3015. An Ordinance entitled, "An Ordinance establishing the grade of Chicora Way, from Sylvania Avenue to Lafferty Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3016. An Ordinance entitled, "An Ordinance establishing the grade of Fairview Avenue, from Pine Rue Avenue to a point 400 feet westwardly from Uvilla Street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3017. An Ordinance entitled, "An Ordinance re-establishing the grade of Mackinaw Avenue, from Wenzell Avenue to Fremont Place."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3018. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks, and providing for the sloping and parking of portions of the said Marsonia Street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3019. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Meadville Street, from Marsonia Street to Bell Avenue, re-establishing the grade, and providing for the sloping and parking of portions of the said Meadville Street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3021. An Ordinance entitled, "An Ordinance establishing the grade of Oakfield Way, from Blanco Way to Chicora Way."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3023. An Ordinance entitled, "An Ordinance fixing the width and position of the roadway and sidewalks of Osgood Street, from Lafayette Avenue to Marsonia Street, re-establishing the grades for the roadway and sidewalks, and providing for the sloping and parking of the portions of the said Osgood Street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3085. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson Street East, from the south approach to the Smithfield Street Bridge to South First Street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2772. An Ordinance entitled, "An Ordinance vacating Zodiac Way, in the Twelfth Ward of the City of Pittsburgh, from Hamilton Avenue to Railroad Street, as laid out in A. J. Woolslayer's Plan of Lots, and recorded in the Recorder's Office of Allegheny County, in Plan Book, Vol. 3, page 113."

In Public Service and Surveys Committee, May 24th, 1921. Read and amended by inserting a new section to be known as "Section 2", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Oliver moved

That the amendment of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 2914. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson Street East, from the south approach to the Smithfield Street Bridge to South First Street."

Which was read.

Mr. Oliver moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Anderson (for Mr. Winters) presented

No. 3142. Report of the Committee on Filtration and Water for May 24th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3095. Resolution authorizing the issuing of a warrant in favor of Manella & Lucenti for the sum of \$97.75, for extra work done incident to laying water pipe lines, Northumberland Avenue, Meade Street, Kennebec Street, Connor and Haldane Streets, Montana Street, Herndon Avenue, Co-vell Way, Baum Boulevard, Ridgeville and Marohn Streets, and charging same to Contract No. 909, Appropriation No. 190, Water Bonds, Series A, 1919.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Henderson presented

No. 3143. Report of the Committee on Parks and Libraries for May 24th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3081. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of one (1) Motor Lawn Mower for the Bureau of Parks."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Dailey presented

No. 3144. Report of the Committee on Public Safety for May 24th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3055. An Ordinance entitled, "An Ordinance being a supplement to an Ordinance entitled, 'An Ordinance creating the Firemen's Disability Board and defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled and injured employes of the Bureau of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund,' approved January 5th, 1903, and the several supplements and amendments thereof, providing that Howard B. Allen, Superintendent of the Municipal Garage and Repair Shop, and Frank E. Lowrie, Deputy Superintendent of Machinery of the Municipal Garage and Repair Shop, shall be included as beneficiaries under said ordinance, and that the past service of such employees in the Bureau of Fire shall be counted in determining the number of years of service entitling them to a pension under said ordinances."

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

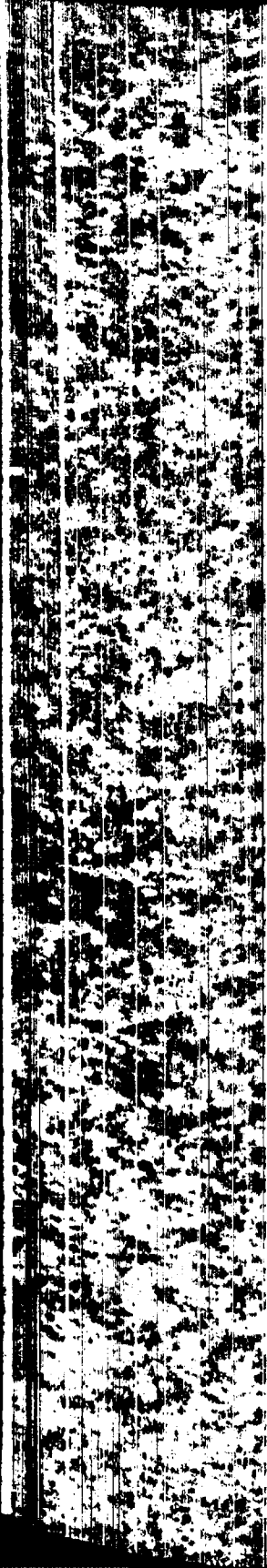
Mr. Garland moved

That no meetings of Council or Committees be held until Monday, June 6th, 1921.

Which motion prevailed.

And on motion of Mr. Henderson

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, June 6th, 1921

No. 28

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, June 6th, 1921.

Council met.

Present—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Absent—Messrs.

Anderson Robertson

PRESENTATIONS.

Mr. Dailey presented

No. 3145. Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Appropriation Amount.	No.
Animal Rescue League of Pittsburgh	\$1,104.63	1460
Chief William Bennett	3.50	42
Commissioner Jno. C. Calhoun	64.15	42
Joseph H. Dye	12.25	42

Also

No. 3146. Resolution authorizing the issuing of a warrant in favor of Smith Bros. Company, Incorporated, in the sum of \$846.45 for printing testimony in the case of Consolidated Ice Company vs. City of Pittsburgh, at No. 1865 April Term, 1918, and charging same to Code Account No. 1076.

Also

No. 3147. Communication from Charles W. Flynn offering the Barrett property at 216 Collins Avenue, Eleventh Ward, as a site for the proposed combination police station and fire engine house in the East Liberty District.

Which were severally read and referred to the Committee on Finance.

Mr. English presented

No. 3148. An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Ellen A. Kerney, situate in the Third Ward of the City of Pittsburgh, for the purpose of erecting a public comfort station.

Also

No. 3149. Resolution authorizing and directing the Mayor to execute and deliver a deed to J. G. McNamara for Lot No. 7 in Frank W. Hanitch Plan located on West Carson Street, Twentieth Ward, for \$350.00.

Which were read and referred to the Committee on Finance.

Also

No. 3150. Resolution authorizing the issuing of a warrant in favor of A. R. Van Horn for the sum of \$215.00 for extra work done on the contract for placing of concrete protection for girders of Lowe Street Bridge over Saw Mill Run, and charging same to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3151. Resolution authorizing and directing the Mayor to execute and deliver a deed to the Hazelwood Realty Company for Lot Nos. 296 and 297 in Olympia Place Plan located on Eddington Street, Fifteenth Ward, for the sum of \$200.00.

Also

No. 3152. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$220.84, for services rendered to the Department of City Planning, in a consulting capacity, during the month of May, 1921, and charging same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 3153. Resolution authorizing the issuing of a warrant in favor of Mrs. Clara M. Rae in the sum of \$250.00, in full payment of all claims for injuries received by stepping into a hole in the street at the corner of Center and South Highland Avenues, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3154. An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of the James M. McCready Estate situate in the Twelfth Ward.

Also

No. 3155. An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Frank C. Murdock situated in the Thirteenth Ward of the City of Pittsburgh for the erection of a public comfort station.

Also

No. 3156. An Ordinance authorizing the purchase from George C. Burgwin of a certain tract or piece of land situate in the Fifteenth Ward, for the sum of \$30,000.00, and making appropriation therefor.

Also

No. 3157. An Ordinance appropriating and setting aside from the proceeds of "Beechwood Boulevard Bridge Bonds," 1919, Bond Fund No. 212, the sum of \$5,500.00 for the payment of the costs, including salaries, wages, supplies, equipment, materials and miscellaneous services, of the removal of the present Beechwood Boulevard Bridge and the construction of temporary steps and walks near the site thereof.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 3158. Resolution authorizing and directing the Mayor to execute and deliver a deed to Michael Sandusky for lot located on Courtright Avenue, Twenty-seventh Ward, for the sum of \$150.00.

Also

No. 3159. Resolution authorizing the issuing of a warrant in favor of George W. Gibson in the sum of \$46.40 in full settlement of all claims for damages which he might have against the City of Pittsburgh by reason of Fire Truck belonging to Engine Company No. 44 colliding with his automobile, and charging same to Appropriation No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 3160. Resolution authorizing the issuing of warrants in favor of two temporary carpenters in the Bureau of Parks for a period not to exceed sixty days, and charging same to Code Account No. 1821, Wages Temporary, Small Parks.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 3161. Nicholas Voegtly's Heirs Revised Plan of Lots, situate in the Twenty-fourth and Twenty-sixth Wards, and the dedication of Buente Street, Damas Street, Rescue Street, Aldine Way, Bushnell Way and Furber Way as shown thereon.

Also

No. 3162. An Ordinance approving the Revised Plan of Lots of the Nicholas Voegtly Heirs in the Twenty-fourth and Twenty-sixth Wards of the City of Pittsburgh laid out by the Heirs of Nicholas Voegtly, deceased, accepting the dedication of Buente Street, Damas Street, Rescue Street, Aldine Way, Bushnell Way and Furber Way, as shown thereon, for public use for highway purposes, opening and naming the same and establishing the grades thereon.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Oliver (for Mr. Robertson) presented

No. 3163. Resolution authorizing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1773, "Materials," Bureau of Light, to the following Code Accounts, viz:

\$150.00 to Code Account No. 1502, Miscellaneous Services, Director's Office, D. P. W.

\$250.00 to Code Account No. 1505, Equipment, Director's Office, D. P. W.

\$300.00 to Code Account No. 1508, Supplies, Division of Accounting, Director's Office, D. P. W.

\$300.00 to Code Account No. 1513, "Photographic Division," Director's Office, D. P. W.

Which was read and referred to the Committee on Finance.

Also

No. 3164. Resolution authorizing the issuing of a warrant in favor of the K-H Sign Manufacturing Company in the amount of \$182.00 for erecting fourteen window ventilators in the offices of the City Clerk, and charging same to Code Account No. 1673, Repairs, City-County Building.

Also

No. 3165. An Ordinance authorizing and directing the construction of a public sewer on Broad Street, from a point about 50 feet east of Station Street to the existing sewer on Hamilton Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3166. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of Broad Street, from North Highland Avenue to Hamilton Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 3167. Resolution authorizing the issuing of a warrant in favor of the Sorg Manufacturing Company in the sum of \$2,137.87, in full settlement of their claim for damages, and the delivery by them to the City of Pittsburgh for all of the goods and merchandise damaged by bursting of water line on Carson Street, on May 27, 1921, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3168. An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Augustus Hartje, situate in the Seventeenth Ward, for public playground purposes.

Which were read and referred to the Committee on Finance.

Also

No. 3169. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making general repairs to the South Twenty-second Street Bridge over the Monongahela River, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3170.

Pittsburgh, Pa., June 6th, 1921.

Hon. John S. Herron,
President of Council of
the City of Pittsburgh.
My Dear Sir:

I herewith tender through you to the City of Pittsburgh the land owned by me bounded by St. Clair, Bunker Hill, Bothwell Streets and Euclid Avenue which contains approximately one and eight hundred thirty-two thousandths acres, and situated in the Eleventh Ward of the City of Pittsburgh, to be used for playground and recreation purposes, this gift being conditioned on the stipulation that the said ground shall be kept up to the standard of playgrounds maintained by the City of Pittsburgh.

Yours very truly,

WM. FLINN.

Which was read.

Mr. English moved

That the City Solicitor be requested to prepare the necessary ordinance accepting this property from William Flinn for playground purposes, and that he also prepare a resolution acknowledging the gift.

Which motion prevailed.

Also

No. 3171. Communication from Patrick Cawley asking that the property owned by the City of Pittsburgh in the Nineteenth Ward, Mt. Washington, bounded by Natchez and Dilworth Streets and Saw Mill Run, be developed as a playground.

Also

No. 3172. Communication from James E. Schick, Secretary of Council, Homestead Borough, relative to furnishing inhabitants of the borough with City water.

Which were read and referred to the Committee on Finance.

Also

No. 3173. Remonstrance of Harmony Route commuters and business people of the City of Pittsburgh

protesting against Council taking any action to prohibit the Pittsburgh, Butler, Harmony and New Castle Inter-urban Cars from operating in the City of Pittsburgh.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3174.

DEPARTMENT OF SUPPLIES

Pittsburgh, June 6th, 1921.

To the President and
Members of Council.

Gentlemen:

In compliance with your instructions, I beg to notify you that on Friday, June 3rd, I held a public sale in the Rotunda of the City-County Building and disposed of the two (2) lots on Antietam Street, Tenth Ward, City of Pittsburgh, to James T. Malone, the highest bidder, in the sum of twenty-seven hundred fifty (\$2,750.00) dollars and received from him twenty (20%) per cent. or \$550.00 and turned the check over to the Law Department and asked that they prepare a deed.

Very respectfully yours,

JAS. F. MALONE,

Director.

Which was read.

Mr. Dailey moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 3175.

CITY OF PITTSBURGH,
PENNSYLVANIA.

June 1st, 1921.

President and
Members of Council
of the City of Pittsburgh.

Gentlemen:

I return herewith Bill No. 2992, authorizing the payment of money to the American Reduction Company and the Allegheny Garbage Company, without my approval.

Contracts have been executed with the Allegheny Garbage Company and are today being executed with the American Reduction Company, which will provide for the payment of this money.

These contracts are executed in line with the understanding existing between Council and the Garbage and Rubbish Contractors, making this bill absolutely unnecessary; in fact in one instance it authorizes the payment of money that has already been paid.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Also

Bill No. 2992. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$94,570.66 for the removal of garbage and rubbish for the month of March, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$32,203.89 for the removal of garbage and rubbish for the month of March, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

In Council, May 23rd, 1921. Rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

Mr. Dailey moved

That further action on the communication and resolution be postponed for one week, and the matter be taken up with the Director of the Department of Public Health in the Committee on Health and Sanitation in the meantime.

Which motion prevailed.

Also

No. 3176.

CITY OF PITTSBURGH,
PENNSYLVANIA.

June 1st, 1921.

President and
Members of Council
of the City of Pittsburgh.

Gentlemen:

I return herewith Bill No. 2993, authorizing the payment of money to the American Reduction Company and the Allegheny Garbage Company, without my approval.

Contracts have been executed with the Allegheny Garbage Company and are today being executed with the American Reduction Company, which will provide for the payment of this money.

These contracts are executed in line with the understanding existing between Council and the Garbage and Rubbish Contractors, making this bill absolutely unnecessary; in fact in one instance it authorizes the payment of money that has already been paid.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Also

Bill No. 2993. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$101,601.53, for the removal

of garbage and rubbish for the month of April 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$33,844.88, for the removal of garbage and rubbish for the month of April, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

In Council, May 23rd, 1921. Rule suspended, read three times and finally passed by a two-thirds vote.

Which was read.

Mr. Dailey moved

That further action on the communication and resolution be postponed for one week.

Which motion prevailed.

Also

No. 3177.

CITY OF PITTSBURGH,
PENNSYLVANIA.

June 6th, 1921.

President and
Members of Council
of the City of Pittsburgh.
Gentlemen:

Will you please withdraw from the Mayor's office Bill No. 3059, and consider the enclosed bill as a substitute therefor. You will note that the substitute bill provides that the Director of the Department of Public Works take charge of this work instead of the Director of the Department of Public Health, all other parts of the resolution remaining the same.

Have consulted both Director Davis and Director Brown and both are of the opinion that it is more expedient and natural for Director Brown to take charge of this than Director Davis. Director Brown has the Engineers and all powerful paraphanelia to do the work of stopping and further preventing the nuisance referred to.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Garland presented

No. 3178. Resolved, That the Mayor be and he is hereby requested to return to Council, without action thereon, for the purpose of amendment, Bill No. 3059, Resolution authorizing and directing the Director of the Department of Public Health to take the necessary steps to have fire extinguished on dump at Heth's Avenue, and setting aside the sum of \$1,000.00 from Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor, having returned without action thereon,

Bill No. 3059. Resolution authorizing and directing the Director of the Department of Public Health to have the necessary trenches and laterals made and cause same to be flooded in order to extinguish the dump fire on Heth's Avenue, and authorizing and directing the City Controller to set aside the sum of \$1,000.00 from Code Account No. 42, Contingent Fund, to pay for the costs of said work.

Which, in Council, May 28th, 1921, rule was suspended, read three times and finally passed.

Which was read.

Mr. Garland moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Garland moved

To amend the resolution by striking out the words "Health" and by inserting in lieu thereof the word "Works."

Which motion prevailed.

And the resolution having been printed as amended and placed upon the desks of the members of Council, it was read a second time and agreed to as amended.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Winters
Herron (President)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Dailey moved

That the Committee meetings be postponed until Wednesday morning, June 8th, 1921, at 10:30 o'clock, and that the members of Council attend the

funeral services of Mr. Anderson's son on Tuesday morning, June 7th, 1921.

Which motion prevailed.

Mr. Oliver (for Mr. Robertson) presented

No. 3179. Whereas, The South Pittsburgh Water Company, which supplies water to various portions of the City of Pittsburgh, under contract with said City, has applied to the Public Service Commission for permission to increase its rates to consumers; and

Whereas, The Public Service Commission has ordered a hearing in order that a valuation may be placed on the plant and franchise of said Company, and the City should be represented at said hearing so it can protest any increase in rates; therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized and directed to make the necessary arrangements to have the City represented at the said hearing, and that he be instructed to protest, on behalf of the City, any increase in water rates by said South Pittsburgh Water Company.

Which was read.

Mr. Oliver moved

The adoption of the resolution.

Which motion prevailed.

Mr. Oliver presented

No. 3180. Whereas, Through the Pittsburgh Chamber of Commerce, Council learns that a bust of William Pitt, after whom our city is named, will be donated to the United States by Sir Charles Wakefield, former Lord Mayor of London, through the Sulgrave Institution of America; and

Whereas, Pittsburgh is above and beyond all others the proper location of such a memorial; therefore, be it

Resolved, That this Council co-operate with the Chamber of Commerce in its efforts to secure same; and, be it further

Resolved, That His Honor, the Mayor, be requested, on behalf of the City of Pittsburgh, to extend the proper official invitation promising that provision will be made for a suitable location for the memorial.

Which was read

Mr. Oliver moved

The adoption of the resolution.
Which motion prevailed.

Mr. Winters called up

Bill No. 3103. Communication from the Mayor nominating Alexander McKnight to the position of Police Magistrate.

In Council, May 23rd, 1921. Read and confirmation of the appointment postponed for one week.

Which was read.

Mr. Dalley moved

That the Mayor furnish Council, on or before Monday, June 13th, the total number of cases handled by the police magistrates for the year 1919, and the total number of cases handled by the police magistrates in 1920.

Which motion prevailed.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, June 13th, 1921

No. 29

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, June 13th, 1921.

The hour of 3:30 o'clock, p. m.
having arrived, the Clerk called the
roll, and there was

Present—None.

Absent—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Owing to the death of Harvey Henderson, father of John H. Henderson, the members of Council decided to attend the funeral services in a body, and, therefore, no meeting was held.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Wednesday, June 15th, 1921

No. 30

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Wednesday, June 15, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa.,
June 13th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday morning, June 15th, 1921, at 10 o'clock, for the consideration of such business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON,
President.

Which was read, received and filed.

Present—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Absent—Messrs.

Anderson Henderson

PRESENTATIONS.

Mr. Dalley presented

No. 3181. Petition for the grading and paving of Swan Way between Wellesley Avenue and Hampton Street.

Also

No. 3182. An Ordinance authorizing and directing the grading and paving of Swan Way, from Wellesley Avenue to Hampton Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3183. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading and repaving of Thirtieth Street, from Liberty Avenue to Thirtieth Street Bridge, and providing for the payment of the costs thereof.

Also

No. 3184. An Ordinance authorizing and directing the construction of a public sewer on Coleridge Street and Woodbine Street, from a point about 265 feet southeast of Woodbine Street to the existing sewer on Stanton Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3185. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for resurfacing roadways in Schenley and Highland Parks, and providing for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3186. An Ordinance limiting in the interest of public safety the combined total weight for vehicular traffic using the Point Bridge over the Monongahela River and providing a

penalty for the violation thereof.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 3187. An Ordinance changing the name of The Boulevard of the Allies to "Roosevelt Boulevard."

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3188. Resolution authorizing and directing the City Controller to transfer the sum of \$18,000.00 from Code Account No. ... to Code Account No. 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, Department of Public Health.

Which was read and referred to the Committee on Finance.

Also

No. 3189. Communication from Dr. R. V. Pitcairn concerning the surfacing of Beechwood Boulevard up to Morrowfield Avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 3190. An Ordinance granting unto Booth & Flinn, Ltd., contractors, their successors and assigns, the right to construct, maintain and use a temporary track on Bucyrus Avenue, from Chartiers Avenue eastwardly for an approximate distance of two hundred and ten (210') feet; thence northwardly through private property of Rudolph Street, across Rudolph Street to private property to proposed dump, Twentieth Ward, Pittsburgh; said track to be laid for the purpose of conveying excavated material from the northeast end of Liberty Tunnel over Pittsburgh Railway tracks to said Bucyrus Avenue. The said Booth & Flinn, Ltd., contractors, have been awarded a contract by the Commissioners of Allegheny County to construct the said tunnels.

Also

No. 3191. Communication from Edward Brogan concerning the operation by the Pittsburgh Railways Company of the cars marked "Fineview."

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3192. Communication from Charles Gulentz, Esq., complaining of removal of buildings and construction of additions thereto on Bellefield Avenue between Bayard and Fifth Avenue in violation of the building laws.

Which was read and referred to the Committee on Public Safety.

Also

No. 3193. Resolution authorizing and directing the City Controller to set aside the sum of \$25,000.00 in Code Account No. 42, Contingent Fund, for the purpose of constructing and equipping a swimming pool in the Mount Washington District.

Which was read and referred to the Committee on Finance.

Also

No. 3194. Report of the Department of Public Health showing the amount of garbage and rubbish removed during the month of May, 1920, as compared with the amount removed in May, 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 3195. An Ordinance approving and confirming sale, at public auction, to James T. Malone of property on Antietam Street, being Lots Nos. 387 and 388 in Samuel Garrison's Plan, Tenth Ward, and authorizing the Mayor to execute and deliver a deed therefor on payment of the purchase money.

Also

No. 3196. An Ordinance amending Section 91, Bureau of Parks, Department of Public Works, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and an amendment thereto, which became a law January 3rd, 1921.

Also

No. 3197. An Ordinance amending Section 56, Department of Public Works, Division of Design, and Section 57, Department of Public Works, Division of Bridges, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and which was amended by Ordinances Nos. 50, 127 and 150, approved March 5th, April 1st and April 8th, 1920, respectively, by creating additional positions as follows: One (1) Assistant Engineer (Designer), one (1) Designing Draftsman and three (3) Engineering Draftsmen.

Also

No. 3198. An Ordinance amending Section 101, Department of Public Works, Bureau of Recreation, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and em-

ployees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, by inserting the position of Chauffeur and fixing the rate of compensation thereof.

Also

No. 3199. An Ordinance amending a portion of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and the amendment thereto approved January 3rd, 1921, by adding Section 112½, providing positions at Sheridan and Schenley Swimming Pools, Bureau of Recreation.

Also

No. 3200. An Ordinance appropriating and setting aside from the ceeds of "Beechwood Boulevard Bridge Bond," 1919, Bond Fund No. 212, the sum of ten thousand (\$10,000.00) dollars for the payment of engineering expenses including salaries, wages, supplies, equipment, materials, and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 3201. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a Juvenile Building in Arsenal Park Playground, and authorizing the setting aside of \$35,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation 201, for the payment of the cost thereof.

Also

No. 3202. Resolution authorizing the issuing of a warrant in favor of the John F. Casey Company in the sum of \$2,220.43 for work done in connection with the restoration of the Bigelow Boulevard at Kirkpatrick Street, and charging same to Appropriation No. 1591.

Also

No. 3203. Resolution authorizing the issuing of a warrant in favor of the Anchor Lite Appliance Company in the sum of \$170.83, in payment of damage sustained by auto truck which was run into by Auto Fire Apparatus belonging to Engine Company No. 42, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 3204. Resolution authorizing the issuing of a warrant in favor of Hays C. R. Jackson in the sum of \$500.00, in full settlement of all claims against the City of Pittsburgh by reason of injuries received by his daughter, Gertrude Jackson while coasting on Hampshire Avenue, Nineteenth Ward (which avenue had been set aside for coasting purposes), and charging same to appropriation No. 42, Contingent Fund.

Also

No. 3205. Resolution authorizing and directing the Mayor to execute and deliver a deed to Paul Guglelmi and Paul Del Grandi for Lot No. 6 located on West Liberty Avenue, Nineteenth Ward, for the sum of \$550.00.

Also

No. 3206. Resolution authorizing and directing the Mayor to execute and deliver a deed to Stefan Fuszek for a lot located on Colorado Way, Twenty-seventh Ward, for the sum of \$48.00.

Also

No. 3207. Resolution authorizing and directing the City Controller to transfer \$1,600.00 from Code Account No. 1827, Salaries, Regular Employees, Highland Park, to Code Account No. 1828, Wages, Regular Employees, Highland Park, Bureau of Parks.

Also

No. 3208. Resolution authorizing the City Controller to transfer the sum of \$2,395.00 from Code Account No. ... to the following code accounts in the Bureau of Recreation:

\$1,197.50 to Code Account No. 1928, A-4, Wages, Temporary Employees, Sheridan Swimming Pool.

\$1,197.50 to Code Account No. 1929, A-4, Wages, Temporary Employees, Schenley Swimming Pool.

Also

No. 3209. Resolution authorizing and directing the City Controller to transfer the sum of \$4,500.00 from Code Account No. ... for the purpose of paying the engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, and such special services as may be authorized, in determining more accurately the physical condition of the Point Bridge over the Monongahela River, said Appropriation to be known as Code Account No. 1567-M, Special Reservation.

Also

No. 3210. Resolution authorizing and directing the City Controller to transfer the sum of \$9,500.00 from Code Account No. ... for the purpose of paying the engineering expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, and other special services as may be authorized, in the preparation of preliminary plans and estimates of cost for the reconstruction of the Point Bridge over the Monongahela River, said appropriation to be known as Code Account No. 1568-M, Special Reservation.

Also

No. 3211. Resolution authorizing and empowering the Director of the Department of Public Works to secure the services of a consulting engineer to pass upon the conclusions reached by the Departmental engineers in connection with the investigation of the condition of the Point Bridge crossing the Monongahela River, and to make such agreement for the payment of the expense incurred, as he and the Mayor may deem right and proper, and authorizing the issuing of warrants in payment of said services to be paid from Code Accounts Nos. 1567-M and 1568-M, Special Reservation.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3212. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of new electric wiring at the North Side Market, and authorizing the setting aside of ten thousand (\$10,000.00) dollars from Code Account No. 1697-G, Structural and Non-structural Improvements at the North Side Market, for the payment of the costs thereof.

Also

No. 3213. An Ordinance authorizing the installation of Automatic Parcel Checking Lockers in the various market houses, comfort stations and in the front and rear stairway areas of the City-County Building, by the American Locker Company.

Which were read and referred to the Committee on Public Works.

Also

No. 3214. An Ordinance changing the name of Bluff Street, in the First Ward, between a point 184.39 feet

west of Stevenson Street and Gist Street, to the "Boulevard of the Allies."

Also

No. 3215. An Ordinance changing the name of Forbes Street, in the Fourth Ward, between a point 593.03 feet east of Brady Street and Craft Avenue, to "The Boulevard of the Allies."

Also

No. 3216. An Ordinance re-establishing the grade of Amesbury Street, from Montooth Street to Delmont Street.

Also

No. 3217. An Ordinance establishing the grade of Cleo Way, from Amesbury Street to Michigan Street.

Also

No. 3218. An Ordinance establishing the grade on Delgar Street, from Mayfield Avenue to Hawkins Avenue.

Also

No. 3219. An Ordinance establishing the grade on Ellis Street, from Mayfield Avenue to Hawkins Way.

Also

No. 3220. An Ordinance establishing and re-establishing the grade of Hazelwood Avenue, from Blair Street to a point 622.0 feet southwardly therefrom.

Also

No. 3221. An Ordinance fixing the width and position of the sidewalks and roadway of Hillcrest Street, from North Rebecca Street to North Fairmount Street, re-establishing the grade from North Graham Street to North Fairmount Street, and providing for the sloping and parking of the portions of said Hillcrest Street lying without the lines of the sidewalks and roadway.

Also

No. 3222. An Ordinance re-establishing the grade on Keokuk Way, from Kennedy Avenue to Kennedy Avenue.

Also

No. 3223. An Ordinance establishing the grade on Leland Street, from Mayfield Avenue to Hawkins Way.

Also

No. 3224. An Ordinance fixing the width and position of the curb lines, roadway and sidewalks of Norwood Avenue, from Hawkins Avenue to Keokuk Way, establishing and re-establishing the grade and providing for the sloping and parking of the portion of said Norwood Avenue lying without the lines of the sidewalks and roadway.

Also

No. 3225. An Ordinance re-establishing the grade on Mayfield Avenue, from Perrysville Avenue to Marshall Avenue.

Also

No. 3226. An Ordinance establishing the grade of Selkirk Way, from Edgerton Avenue to Willard Street.

Also

No. 3227. An Ordinance re-establishing the grade on Shelton Street, from Mayfield Avenue to Charles Street north.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 3228. An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the repairing of the Fire Boxes, and Coal Handling Machinery, in the Power House at Mayview, Pa., and authorizing the setting aside of three thousand (\$3,000.00) dollars from Code Account No. 1328, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof.

Also

No. 3229. Resolution authorizing the issuing of a warrant in favor of M. Oppenheimer & Company in the sum of \$1,512.00, or so much of the same as may be necessary, in payment for 288 men's cotton coats for the Pittsburgh City Home and Hospitals, and charging same to Code Account No. 1320.

Which were read and referred to the Committee on Charities and Correction.

Mr. Robertson presented

No. 3230. Resolution authorizing and directing the City Solicitor to cancel the assessment of \$200.00 with interest thereon appearing on his books against the property of Caroline C. Mutzig for the improvement of Froman Street.

Also

No. 3231. Resolution authorizing and directing the City Controller to cancel the assessment appearing on his books, to-wit: \$150.00 and interest thereon, against the property of Mollie E. Welland for the construction of the sewer on Kennedy Avenue.

Which were read and referred to the Committee on Finance.

Also

No. 3232. An Ordinance locating the Boulevard of the Allies, Viaduct

and Approach, in the First Ward of the City of Pittsburgh, on and over Second Avenue; over and across the tracks of the Pittsburgh Railways Company; over and across the tracks and the right-of-way of the Pennsylvania Railroad Company; and over and across private property to connect Second Avenue at its intersection with Grant Street, with the Boulevard of the Allies at the westerly line of Shingiss Street produced; laying out and opening the same as a public highway; fixing the width and position of the roadway and sidewalk and establishing the grade thereof.

Also

No. 3233. An Ordinance locating the Boulevard of the Allies viaduct and approaches in the Fourth Ward of the City of Pittsburgh, on and over the Boulevard of the Allies; on, over and across Tustin Street; over and across the tracks of the Pittsburgh Railways Company; over and across Brady Street to connect the Boulevard of the Allies at Seneca Street with the Boulevard of the Allies at a point east of Brady Street; laying out and opening the same as a public highway and fixing the width and position of the roadway and sidewalks and establishing the grade thereon.

Also

No. 3234. An Ordinance widening certain parts of Forbes Street in the Fourth Ward, between Brady Street and a point 593.03 feet eastwardly therefrom, as hereinafter designated and described as parts of "A" and "B"; and changing the name of a portion thereof to "The Boulevard of the Allies"; and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 3235. An Ordinance opening the Boulevard of the Allies, in the First and Fourth Wards, from Gist Street to Brady Street, as hereinafter designated and described as parts "A" and "B", and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties specially benefited thereby.

Also

No. 3236. Petition for the grading of Marshall Avenue between Perrysville Avenue and Goshen Street.

Also

No. 3237. An Ordinance authorizing and directing the grading of Marshall Avenue, from Perrysville Avenue to Goshen Street, and providing

that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3238. An Ordinance authorizing and directing the construction of a public sewer on Ingham Street, from a point about 15 feet east of Stayton Street to the present sewer on Brighton Road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3239. An Ordinance authorizing and directing the construction of a public sewer on Delgar Street and Hawkins Avenue, from a point about 15 feet south of Mayfield Avenue to the existing sewer on Norwood Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3240. An Ordinance authorizing and directing the construction of a public sewer on north sidewalk of Mayfield Avenue, from a point about 15 feet east of Mohn Way to the existing sewer on Mayfield Avenue at Norwood Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 3241. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repainting exterior and constructing new cement walks at the South Side Market, and authorizing the setting aside of four thousand seven hundred fifty (\$4,750.00) dollars from Code Account No. 1709-E, Repairs at the South Side Market, for the payment of the costs thereof.

Also

No. 3242. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of West Carson Street, from the Point Bridge over the Monon-

gahela River to the Smithfield Street Bridge Approach, and providing for the payment of the costs thereof.

Also

No. 3243. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Brownsville Avenue, from Warrington Avenue to Carson Street East, and authorizing the setting aside of the sum of three hundred ninety-four thousand (\$394,000.00) dollars from the proceeds of the sale of Street Improvement Bonds, 1913, Appropriation No. 194, for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3244. An Ordinance granting unto Booth & Flinn, Ltd., contractors, their successors and assigns, the right to construct, maintain and use a temporary overhead trolley and bins on Brownsville Avenue, located opposite the eastern building line of Manor Street, for the purpose of loading cars with excavated materials from the north end of Liberty Tunnels, Eighteenth Ward, Pittsburgh, Pa. The said Booth & Flinn, Ltd., contractors, have been awarded a contract by the Commissioners of Allegheny County to construct the said tunnels.

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3245. Communication from the Citizens Committee on City Plan relative to the purchase by the City of property on St. Paul Street, Lincoln Avenue and Lowell Street for playgrounds.

Also

No. 3246. Communication from E. Garrick O'Bryan offering property at the corner of Broad Street and Sheridan Avenue, on which to erect a combination police station and fire engine house.

Also

No. 3247. Communication from the Troy Hill Board of Trade asking for a hearing relative to the condition of the Troy Hill Basin Park.

Also

No. 3248. Communication from International Union of Steam & Operating Engineers Local No. 95 concerning salaries paid stationary engineers in the employ of the City of Pittsburgh.

Which were severally read and referred to the Committee on Finance.

Also

No. 3249. An Ordinance authorizing and directing the grading, paving and curbing of Winslow Street, from Paulson Avenue to Winfield Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3250. Resolution adopted by the Soho Board of Trade endorsing the plans of the Department of Public Works for the construction of the Boulevard of the Allies.

Also

No. 3251. Communication from the Pennsylvania Railroad Company relative to the widening of East Carson Street from the Smithfield Street Bridge to South First Street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3252. Communication from the Duquesne Light Company relative to placing wires underground on East Ohio Street between Heinz Street and the City line.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3253. Communication from the American District Telegraph Company inviting the members of Council to visit and inspect their apparatus in their offices in the Park Building on June 22nd.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and the invitation be accepted.

Which motion prevailed.

Also

No. 3254.

June 14th, 1921.

President and Members of Council of the City of Pittsburgh.

Gentlemen:—

In answer to your Resolution of June 7th, 1921, asking the total number of cases handled by the Police Magistrates for the years 1918 and 1920.

Send you herewith a tabulated statement of the City Magistrates' business from 1908 to May 31st, 1921, which is largely self-explanatory.

Owing to the fact that Red Tag cases dismissed or discharged by Police Magistrates are not recorded, I am unable to give the full number of arrests made. Commissioner of Traffic Marshall estimates that there are from 400 to 500 Red Tag cases discharged per week. This is at the rate of 26,000 per year, which makes the number of arrests approximate the high years of 1917 and 1918.

In addition to this, Magistrate DeWolf reports many cases in his Court which are not recorded (those known as "Social Cases"). In his report Judge DeWolf says:

"In addition to the total number of arrests recorded by the Bureau of Police, there are several thousand cases annually held in the Morals Court, for which there is no police record. These are cases brought to the attention of the Court and the various social organizations connected with it by families, relatives and other interested persons as well as by the social and religious agencies of the City. As a rule these cases are adjusted in a social way without publicity and without any public court record."

For your information, we need the six Police Magistrates allowed by law. The Magistrates work every day in the year, including Sundays and holidays. The need comes to prevent the police officers and witnesses from being delayed too long in the Magistrates' Court while waiting for their cases to be reached.

Respectfully call your attention to the fact that the Police Courts of Pittsburgh are a remunerative, profitable branch of the City Government. During this administration not less than from \$100,000.00 to \$125,000.00 net profit per year has reverted to the City from this source.

In passing let me comment that the Police Magistrates are underpaid. This dignified and important position should pay at least \$4,000.00 per annum. Most of the Magistrates are working for the same salary as was paid 25 years ago.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

DATA RELATIVE TO NUMBER OF AR RESTS IN THE CITY OF PITTSBURGH,
1908 TO MAY 31st, 1921.

Mayor	Year	Total No. of Arrests	Total Revenue from Fines and Forfeits	Average Revenue per Arrest	Salaries of Magistrates and Clerks
Guthrie	1908	42,928	\$ 89,641.17	\$2.08	.
Magee	1909	35,621	63,846.37	1.79	.
Magee	1910	39,151	73,451.95	1.87	.
Magee	1911	36,912	65,738.65	1.78	.
Magee	1912	41,312	75,837.00	1.83	\$20,193.07
Magee	1913	45,323	71,308.05	1.57	20,825.43
Armstrong	1914	47,652	72,823.50	1.52	17,766.40
Armstrong	1915	45,652	55,495.10	1.21	18,595.84
Armstrong	1916	54,850	81,009.58	1.47	16,200.00
Armstrong	1917	59,205	100,991.57	1.70	18,568.96
Babcock	1918	59,658	154,029.05	2.58	16,356.31
Babcock	1919	43,129	123,682.25	2.85	16,252.04**
Babcock	1920	36,572	144,268.70	3.94	17,069.76***
Babcock...	To May 31, 1921	19,042	63,805.00	3.35	
Averages for the 13-year period.....1908 to 1920		45,235	\$ 90,163.30	\$2.01	

NOTES:—

*—Salaries for 1908, 1909, 1910 and 1911 were charged with salaries of Mayor's Office, but Ordinance No. 20, approved May 2nd, 1910 provided for eight Police Magistrates at \$2,500.00 each per year.

**—Morals Court, \$6,953.27, additional.

***—Morals Court, \$8,232.00, additional.

Office of the Mayor
Bureau of Costs
June 13, 1921.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Mr. Dalley presented

No. 3255. Resolution authorizing the issuing of a warrant in favor of W. P. Schmidt for \$122.53 for damage to his automobile by running into hole in the roadway of Penn Avenue near Linden Avenue, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. English presented

No. 3256. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1142, Miscellaneous Services, Board of Water Assessors, to provide for the estimated cost of water for the Sheraden Swimming Pool, from July to November, for which no allowance was made in the Appropriation Ordinance for 1920.

Which was read and referred to the Committee on Finance.

UNFINISHED BUSINESS.

Bill No. 3175.

CITY OF PITTSBURGH,
PENNSYLVANIA.

June 1st, 1921.

President and Members of Council
of the City of Pittsburgh.
Gentlemen:—

I return herewith Bill No. 2992, authorizing the payment of money to the American Reduction Company and the Allegheny Garbage Company, without my approval.

Contracts have been executed with the Allegheny Garbage Company and are today being executed with the American Reduction Company, which will provide for the payment of this money.

These contracts are executed in line with the understanding existing between Council and the Garbage and Rubbish Contractors making this Bill absolutely unnecessary; in fact in one instance it authorizes the payment of money that has already been paid.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

In Council, June 6th, 1921. Read and laid over for one week.

Which was read, and on motion of Mr. Robertson, received and filed.

Also

No. 3257.

DEPARTMENT OF PUBLIC HEALTH,
City of Pittsburgh, Penna.

June 13th, 1921.

To the Council,
City of Pittsburgh.
Gentlemen:—

In response to the Resolution adopted by the Committee on Health and Sanitation on June 8th, asking that I make a report in reference to the Resolution authorizing payment to the contractors for the collection and removal of garbage and rubbish, I beg to submit the following:

After the resolutions in question had been passed by Council, negotiations with the contractors were continued. W. & H. Walker, Inc., Allegheny Garbage Company Department, had not had any attorneys during the negotiation and at a meeting held with Mr. Hay Walker, President of the Company, and J. C. Baird, Secretary, Mr. Walker stated that he was willing to sign the contract as prepared by the Law Department in accordance with the instructions by Council, if he could file a letter in reference to the audit to be made by the Controller. This was satisfactory to me and I met with Messrs. Walker and Baird in the City Solicitor's Office where, on May 25th, they signed the contract. Mr. Walker filed a letter with the City Solicitor and was given a letter in return, it being explained to him, however, both verbally and in the letter in question, that the manner of conducting the audit was entirely in the hands of the Controller. This contract having been signed by both parties, I requested the Mayor to withhold action on the Resolutions as I had hopes of coming to an agreement with the American Reduction Company and if the Resolutions were signed, it would practically mean a double authorization for payment of the money due W. & H. Walker, Inc.

In the meantime, I had met Mr. William Flinn, of the American Reduction Company, and had told him I believed we could come to a settlement if we were not bothered by too much legal advice. Mr. Flinn then came to my office and talked the matter over.

He directed Mr. William H. Hill, of the American Reduction Company, to sign the contract. The papers were prepared and on May 31st, the contract with the American Reduction Company was executed. The American Reduction Company did not file any letter, but accepted the contract as written without any other agreement. The payrolls were prepared at once and both companies paid the amount due them up to and including May 31st.

As the Resolutions in question would have authorized the payment for March and April, and as these payments were made under the authority of the contracts, the Resolutions were not required and had they become a law would have authorized a double payment.

Very truly yours,

WM. H. DAVIS,

Director.

Which was read, and on motion of Mr. Garland, received and filed, and ordered printed in full in the Record.

Mr. English arose and said:

Mr. President, I think the Mayor has made a mistake in writing the veto message on these resolutions and using the language as he did. I think it would have been much better for the Mayor or the Director of the Department of Public Health to have sent a letter to Council, advising that after Council had passed these resolutions, the Contractors changed their minds and signed the contracts. If Council had been advised we could then have withdrawn the resolutions from the Mayor, as they would not have been necessary.

I have no quarrel with the Mayor or anybody else; but I do wish to express my own satisfaction that we have at last concluded an arrangement whereby a better accounting system will be set up to check the cost of this service so that the Council may be in a position at the time the budget is being made up for next year to know just what it costs to collect, remove and dispose of rubbish and garbage.

I think Council has acted fairly in this matter. I think we have done a good job in attempting to arrive at a basis which is satisfactory to the contractor and the City. I believe this will be an incentive for the contractor to make as good collections as possible and the public will get the proper kind of service to which it is entitled. If the people are given satisfactory service they will not object to paying the actual cost plus a fair profit to the contractors. With the matter of checking the accounts of cost in the Controller's Office, where it belongs, we will have facts instead of estimates for next year's appropriation.

In view of these facts, I don't think there should be any altercation between the Mayor, the Council and the Director of Health as to the payment of the service already rendered by the Contractors. The Contractors had performed a certain service and in order to pay for this service the Director of the Department of Public Health had asked Council to pass these resolutions

so that the contractors might receive their money. We did that, thinking it was just and proper. However, I am glad that the contractors have given in and signed the contracts, and for that reason I don't propose to worry about the Mayor's language as contained in his veto message, and in view of the fact that the Director's letter of explanation will be printed in full in the Record of today's proceedings, I think the only proper thing to do is to sustain the Mayor's veto.

Also

Bill No. 2992. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$94,570.66 for the removal of garbage and rubbish for the month of March, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$32,208.89, for the removal of garbage and rubbish for the month of March, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

In Council, June 6th, 1921. Returned by Mayor without his approval, and further action postponed for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Noes—7.

Ayes—None.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 3176.

CITY OF PITTSBURGH, PENNSYLVANIA.

June 1st, 1921.

President and Members of Council
of the City of Pittsburgh.

Gentlemen:—

I return herewith Bill No. 2993, authorizing the payment of money to the American Reduction Company and the Allegheny Garbage Company, without my approval.

Contracts have been executed with the Allegheny Garbage Company and are today being executed with the Am-

erican Reduction Company, which will provide for the payment of this money.

These contracts are executed in line with the understanding existing between Council and the Garbage and Rubbish Contractors, making this bill absolutely unnecessary; in fact in one instance it authorizes the payment of money that has already been paid.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

In Council, June 6th, 1921. Read and laid over for one week.

Which was read, and on motion of Mr. Garland, received and filed.

Also

Bill No. 2993. Resolution authorizing the issuing of warrants in favor of the American Reduction Company for \$101,601.53 for the removal of garbage and rubbish for the month of April, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$33,844.88, for the removal of garbage and rubbish for the month of April, 1921, same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

In Council, June 6th, 1921. Returned by Mayor without his approval, and further action postponed for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Noes—7.

Ayes—None.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 2358. Report of the Committee on Finance for June 8th, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3113. An Ordinance entitled, "An Ordinance supplementing an

Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and the amendments thereto approved January 3rd, 1921, by adding thereto the employees of the Oliver Swimming Pool."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Datley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3117. An Ordinance entitled, "An Ordinance providing for the making of a contract for the purchase of a bronze tablet to be placed on the Manor House at 'Federal Hill' in Bardstown, Kentucky, where Stephen Collins Foster, of Pittsburgh, Pennsylvania, wrote 'My Old Kentucky Home'."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Datley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3118. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a grandstand in Washington Park Playground, and authorizing the setting aside of \$5,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Datley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3148. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Ellen A. Kerney, situate in the Third Ward of the City of Pittsburgh, for the purpose of erecting a public comfort station."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.	
Dwiley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3154. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of the James M. McCready Estate, situate in the Twelfth Ward."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.	
Dwiley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3157. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of 'Beechwood Boulevard Bridge Bonds,' 1919, Bond Fund No. 212, the sum of \$5,500.00 for the payment of the costs, including salaries, wages, supplies, equipment, materials and miscellaneous services of the removal of the present Beechwood Boulevard Bridge, and the construction of temporary steps and walks near the site thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dwiley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3168. An Ordinance entitled, "An Ordinance authorizing the director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Augustus Hartje, situate in the Seventeenth Ward, for public playground purposes."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dwiley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2186. An Ordinance entitled, "An Ordinance authorizing and directing partial payments to be made to Booth & Flinn, Ltd., for the grading, regrading, paving, repaving and otherwise improving Mount Oliver Street, from South Eighteenth Street to a point fifty feet north of Loyal Way."

In Finance Committee, June 8th, 1921. Read and amended in Section 1, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3145. Resolution authorizing the issuing of warrants in favor of the following persons and firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charging the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation No.
Animal Rescue League of Pittsburgh.	\$1,104.63	1460
Chief William Bennett	3.50	42
Commissioner Jno. C. Calhoun	64.15	42
Joseph H. Dye	12.25	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3152. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$220.84, for services rendered to the Department of City Planning in a consulting capacity during the month of May, 1921, and charging the same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3159. Resolution authorizing the issuing of a warrant in favor of George W. Gibson in the sum of \$46.40, in full settlement of all claims for damages which he might have against the City on account of his automobile being run into by fire truck belonging to Engine Company No. 44, and charging the same to Appropriation No. 42, (Contingent Fund.)

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3153. Resolution authorizing the issuing of a warrant in favor of Mrs. Clara M. Rae in the sum of \$250.00, in full payment of all claims for damages which she might have against the City on account of injuries sustained by stepping from a street car into a hole in the street at the corner of Center and South Highland Avenues, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3115. Resolution authorizing the issuing of a warrant in favor of Julia Shaughnessy in the sum of \$400.00, in full settlement for injuries sustained by falling into a hole at the corner of Maryland and Ellsworth Avenues while alighting from a street car, and charging the same to Code Account No. 42, (Contingent Fund.)

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3146. Resolution authorizing the issuing of a warrant in favor of Smith Bros. Company, Incorporated, in the sum of \$846.45, for printing testimony in the case of Consolidated Ice Co. vs City of Pittsburgh at No. 1865, April Term, 1913, same to be chargeable from Code No. 1076.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3096. Resolution empowering the City Solicitor to satisfy the lien for the construction of the sewer on Cassina Way, in the sum of \$71.82 and the accumulated interest thereon, as assessed against the property of Samuel Silverstein, and charging the costs thereof to the City of Pittsburgh.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3163. Resolution authorizing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1773, "Materials," Bureau of Light, to the following Code Accounts, to-wit:

\$150.00	to Code Account No. 1502, Miscellaneous Services, Director's Office, D. P. W.
\$250.00	to Code Account No. 1505, Equipment, Director's Office, D. P. W.
\$300.00	to Code Account No. 1508, Supplies, Division of Accounts, Director's Office, D. P. W.
\$300.00	to Code Account No. 1513, Supplies, Photographic Division, Director's Office, D. P. W.

\$1000.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3071. Resolution authorizing and directing the City Controller to transfer the sum of \$1,198.50 from Appropriation No. 42, Contingent Fund, to Appropriation No. 1898, Salaries, Regular Employees, Bureau of Tests.

In Finance Committee, June 8th, 1921. Read and amended by striking out "\$1,198.50" and by inserting in lieu thereof "\$987.00," and by striking out the words "No. 42, Contingent Fund," and by inserting in lieu thereof the words "No. 1777, Bureau of Parks," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2831. Resolution authorizing and directing the Mayor to execute and deliver a deed for Lot No. 248, situate on Strafford Street, Twentieth Ward, to Albert Shar for the sum of \$75.00.

In Finance Committee, June 8th, 1921. Read and amended by striking out "\$75.00" and by inserting in lieu thereof "\$300.00", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 3259. Report of the Committee on Public Works for June 8th, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1252. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Circle Way from Zenith Way to Dunfermline Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3088. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the furnishing, delivery and installation of Steel Rolling Doors at No. 2 Asphalt Plant, South Avenue, Pittsburgh, for the Bureau of Highways and Sewers, Department of Public Works."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3028. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Swan Way, from Stanton Avenue to Wellesley Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3116. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Snively Way, from No. St. Clair Street to Casanova Way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3125. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Arval Way, from a point about 410 feet N. E. of Morgan Street to the existing sewer on Morgan Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3126. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Silverdale Street, from a point about 15 feet south of Ferndale Street to the existing sewer on Perchment Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3169. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making general repairs to the South Twenty-second Street Bridge over the Monongahela River, and providing for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3127. Resolution authorizing the issuing of a warrant in favor of Mrs. A. E. Gruber for the sum of \$40.90, for expense incurred by reason of the main sewer on Hackney Street being clogged, and charging the same to Appropriation No. 1630, Miscellaneous Services, Repairing Highways.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3128. Resolution authorizing the issuing of a warrant in favor of Mrs. Charles Schwab for the sum of \$30.92, for expense incurred by reason of the main sewer on Watson Boulevard being clogged, and charging the same to Appropriation No. 1630, Miscellaneous Services, Repairing Highways.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3150. Resolution authorizing the issuing of a warrant in favor of A. R. Van Horn for the sum of \$215.00, for extra work done on contract for placing of concrete protection for girders of Lowe Street Bridge over Saw Mill Run, and charging same to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3164. Resolution authorizing the issuing of a warrant in favor of the K-H Sign Manufacturing Company in the amount of \$182.00, for ventilators in the offices of the City Clerk, same to be paid from Code Account No. 1673, Repairs, City-County Building.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3031. An Ordinance entitled, "An Ordinance widening Bigelow Boulevard at its intersection with Bayard Street east of Ruskin Avenue, in the Fourth Ward of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Oliver presented

No. 3260. Report of the Committee on Public Service and Surveys for June 8th, 1921, transmitting a lot plan and ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3161. Nicholas Voegtley's Heirs Revised Plan of Lots,

Twenty-fourth and Twenty-sixth Wards and the dedication of the streets and ways shown thereon.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

Also

Bill No. 3162. An Ordinance entitled, "An Ordinance approving the Revised Plan of Lots of the Nicholas Voegtly Heirs, in the Twenty-fourth and Twenty-sixth Wards of the City of Pittsburgh, laid out by the Heirs of Nicholas Voegtly, deceased, accepting the dedication of Buente Street, Damas Street, Rescue Street, Aldine Way, Bushnell Way and Furber Way, as shown thereon, for public use for highway purposes, opening and naming the same, and establishing the grades thereon."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 3261. Report of the Committee on Filtration and Water for June 8th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3114. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for

the furnishing and erection of Ashes Handling Apparatus and Appurtenances at Ross Pumping Station, Contract No. 5-K."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver (for Mr. Henderson) presented

No. 3262. Report of the Committee on Parks and Libraries for June 8th, 1921, transmitting an ordinance and several resolutions to Council.

Which was read, received and filed. Also, with an affirmative recommendation,

Bill No. 2752. An Ordinance entitled, "An Ordinance authorizing and directing the Herron Hill Honor Roll Association, to use the space in the Herron Hill Park, for the erection of a Memorial Tablet in honor of the men and women who served in the World War."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2982. Resolution authorizing the issuing of a warrant in favor of Charles A. Rooney in the sum of \$221.00, same being wages for period extending from February 15th, 1921 to April 8th, 1921, inclusive, and charging same to Code Account No. 1836, A-3, Wages, Regular Employees, Highland Park Stables, Bureau of Parks."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dawley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3160. Resolution authorizing the issuing of warrants in favor of two temporary carpenters in the Bureau of Parks at C. U. W., for a period not to exceed sixty days, and charging the same to Code Account No. 1821, Wages Temporary, Small Parks.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley Robertson
English Winters
Garland Perron (President)
Oliver

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3082. Resolution authorizing and requesting the Director of the Department of Public Works and the Superintendent of the North Side Playgrounds to make the necessary arrangements for the purchase and moving of building of Peter W. Waroblyak at 900 Chateau Street onto the adjoining Playground, Twenty-first Ward, and providing for a report thereon to the Committee on Parks and Libraries.

Which was read.

Mr. Oliver moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. English presented

No. 3263. Whereas, The sum of \$50,000.00 has been set up as an appropriation for the repaving of Brookline Boulevard; and

Whereas, A contract for repaving Brookline Boulevard as far as Glenarm Avenue at an approximate cost of \$40,000.00 is now being executed, leaving approximately \$10,000.00 as a balance in this account; and

Whereas, It is desirable to have the repaving extended to Creedmoor Avenue; therefore, be it

Resolved, That the Director of the Department of Public Works be requested to inform the Committee on Public Works (1- whether or not the sum of \$10,000.00 is sufficient to extend the paving of Brookline Boulevard to Creedmoor Avenue; (2) if the additional repaving of Creedmoor Avenue can be done under the present contract, or whether it is necessary for Council to pass any new ordinance or resolution to enable the Department of Public Works to extend the repaving of Brookline Boulevard to Creedmoor Avenue.

Which was read.

Mr. English moved

The adoption of the resolution.
Which motion prevailed.

Mr. Garland presented

No. 3264.

WESTERN PENNSYLVANIA CENTRAL COMMITTEE,

VETERANS OF FOREIGN WARS OF THE UNITED STATES.

Meets First Monday of Each Month
331 Bakewell Building.

Officers:

J. L. BINGHAM, Chairman,
603 Collins Avenue,
East Liberty, Pittsburgh, Pa.

J. N. CALVERT, Secretary,
Union and Ridenour Avenues,
Crafton Sta., Pittsburgh, Pa.

T. M. CARTER, Treasurer,
1914 Carson Street,
South Side, Pittsburgh, Pa.
Pittsburgh, Pa., June 7th, 1921.

Robert Garland,

Member of Council

of the City of Pittsburgh, Pa.

Dear Sir:—

It has been rumored that there is a well defined plan or organized movement to change the name of the Boulevard of the Allies to Monongahela Boulevard or some other name.

The Western Pennsylvania Central Committee representing 54 Posts of the Veterans of Foreign Wars, 36 of which are situated within the corporate limits of the City of Pittsburgh, do most emphatically protest against such a change in name for this boulevard.

We believe that the name Boulevard of the Allies possesses an historical significance, and in a way commemorates the deeds and achievements of the men who served in the World War; that the present name of this highway is in keeping with the practice in naming our streets and boulevards for some historical character and event, and that the name should remain as at present.

The name of the Boulevard of the Allies means something to the men who served in the World War. We feel that the name, suggestive as it is of the participation of the United States in the World War, should be preserved. If the plans are carried to consummation that will make this boulevard one of the greatest thoroughfares in this country that it will be the place on either side of which will be erected the monuments that will commemorate the services of the various units that left the Pittsburgh district for service in our most recent war. There is an especial appeal to locate such monuments along such a boulevard with a name of such historical significance as the Boulevard of the Allies.

We trust that you will do all in your power to preserve the present name of this boulevard and as veterans of the war which it commemorates we will be very grateful for anything you may do to further the retention of the name, Boulevard of the Allies.

Respectfully yours,

J. L. BINGHAM,

Chairman.

Which was read, and on motion of Mr. Garland, received and filed, and ordered printed in full in the Record.

Mr. Robertson presented

No. 3265. Whereas, On June 3rd, 1920, Council passed, and on June 9th, 1920, the Mayor approved, the following Ordinance: No. 282, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of swimming pools, buildings, and the necessary appurtenances therefor in Riverview Park, Schenley Park, Sheraden Playground and in the Homewood District, and authorizing the setting aside of \$22,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof"; and

Whereas, The Director of the Department of Public Works has not yet complied with all of the provisions of said Ordinance; therefore, be it

Resolved, That the Director of the Department of Public Works be and he is hereby requested to comply with the provisions of the Ordinance referred to above, by advertising for proposals and awarding a contract for the construction of a Swimming Pool in Riverview Park.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Upon which motion, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey
Garland
Oliver

Robertson
Winters
Herron (Presidnt)

Noes—Mr.

English

Ayes—6.

Noes—1.

And a majority of the votes being in the affirmative, the motion prevailed.

Also

No. 3266. Communication from residents of Fineview protesting

against the action of the Pittsburgh Railways Company in discontinuing car stops on Lanark Street, known as "Fineview Avenue Stop" and "Cemetery Stop."

Which was read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3267. Communication from Thos. L. Pfarr, Fire Marshal, relative to removal of building at 7 Alvin Street, Fifteenth Ward.

Which was read and referred to the Committee on Finance.

Mr. Winters called up

Bill No. 3193. Communication from the Mayor nominating Alexander McKnight to the position of Police Magistrate to fill the vacancy caused by the dismissal of Walter Lloyd.

In Council, June 6th, 1921. Read and action postponed pending certain information to be furnished by the Mayor.

Which was read.

Mr. Winters moved

That the communication be received and filed, and the nomination be confirmed.

Mr. Dailey arose and said:

Mr. President, last week I requested information from the Mayor regarding the number of arrests made in 1918 compared with the number of arrests made in 1920. We have that statement before us.

The record of arrests submitted by Mayor Babcock show that 59,658 arrests were made in 1918, 43,229 in 1919, and 36,572 in 1920. There are seven police magistrates in the City of Pittsburgh and the magistrates averaged 18 cases a day in 1918 and 14 a day in 1920.

The Mayor in his communication says, "In passing, let me comment that the Police Magistrates are underpaid. This dignified and important position should pay at least \$4,000.00 per annum." In 1919 we added \$500.00 a year to the salary of each magistrate. To receive this increase it would have been necessary for the magistrates to resign and receive re-appointments from the Mayor. They did not resign, hence they and the Mayor are responsible for their not receiving \$3,000.00 each now.

The Mayor ought to stop, look and listen and pay attention to the complaints regarding the lincieny of magistrates towards prisoners. A man arrested for carrying concealed weapons is fined \$10.00 and upon the payment of this fine is released. For this reason there is a volume of complaint from the police and detectives. If the

magistrates had handled cases in the right way there would not be such a great crime wave.

The gentleman to my left, on January 3rd, of this year, in making a speech in Council incorporated in his remark the effort he made in 1917 and 1918 to reduce the number of police magistrates. His plea was economy—that five police magistrates were sufficient. I agreed with him in 1917 and 1918.

Mr. President, this is a time for economy. I think five police magistrates are ample in the City of Pittsburgh. At the present time there are seven—five for the police stations, one for the Morals Court and one extra magistrate, and the Mayor asked for an extra magistrate. At present there is one man assigned to the North Side, one on the South Side and three in the City proper. The Mayor's own record shows that the magistrates averaged 14 cases a day for 1920.

Mr. President, surely three magistrates can cover the City and this is the time to look after the interests of the taxpayers. Here is an opportunity to economize, and I believe we can get along nicely with one less magistrate.

Not so long ago we had the name of Magistrate Hough before us; his appointment was confirmed because the Mayor said he needed him. However, Mr. Hough retained his seat in the House of Representatives until the session of the Legislature closed, which was three or four weeks later. This was during a time when one of the police magistrates was confined to his home on account of sickness. Six magistrates did all the work at that time.

Mr. English arose and said:

Mr. President, I am very sorry that the gentleman who just spoke has brought my name into this in order to cover up some of his own deficiencies.

It is true that I did attempt to reduce the number of police magistrates three years ago and I was cheated by the members of Council for political reasons. I was cheated on another proposition—the number of Property Assessors.

It comes with far-fetched impudence to talk economy in the last six months of this administration, as an excuse to either affirm or deny the confirmation of Mr. McKnight's appointment as Police Magistrate. I am surprised that the gentleman would insult the intelligence of the Council or the people of the City of Pittsburgh.

If this gentleman who is now screaming for economy is sincere why doesn't he bring in an ordinance to reduce the number of police magistrates instead of talking about it?

I think the gentleman's talk about economy is entirely out of place. If he will look up the Records he will be able to learn who it was that made attempts to save money to the taxpayers of Pittsburgh, and let him compare that record with his own ideas of economy.

The original motion to postpone action on the appointment of the Mayor was for one week in order to give the members time to think about the proposition. That was alright, because I believe this Council should give to each and every member ordinary courtesy in order to decide for himself on the proposition up for action.

The time during which action was delayed has expired and there was a delay of another week or two on account of Council not holding meetings, and then the gentleman on my right who now talks about economy made a motion asking the Mayor to submit a record of the number of arrests made in 1918 as compared with those made in 1920. This motion, whether for the purpose of getting information or not, resulted in delaying action on the appointment for another week.

The gentleman's attempt to bring about economies is all camouflage. If he wants to reduce the number of police magistrates to five, why doesn't he bring in an ordinance?

We should stand up here as men and vote on every proposition that comes before us on its merit and not offer flimsy excuses.

I have tried to help every man in this Council; but if this attack is being made upon me by quoting only a part of my record and vote when it suits his political desires, I expect him to quote everything on that question. It is my intention to take care of myself in the Campaign and if this is the start I assure it I can make it interesting for this style of politics. The only question before us today is shall we confirm the appointment of Mr. McKnight? The reduction of the number of magistrates has nothing to do with the question.

If you don't want this man, say so by your vote, but don't try to hide behind something I wanted to do three years ago.

Mr. Dailey arose and said:

Mr. President, my intentions were honest to get this information. I was told by men in the Police Department that the number of arrests was falling off and the figures submitted by Mayor Babcock will show that there were 23,000 less arrests in 1920 than in 1918. Therefore, I insist that five

police magistrates are sufficient to handle all the cases brought before the police magistrates' courts.

Mr. Winters arose and said:

Mr. President, I would like to say something upon my motion.

Mr. Dailey has the honest right to get information from the departments, but he also has the right to use that information honestly when he gets it. In making comparisons with the number of cases handled by police magistrates, to show that the cases are decreasing, he has selected the high-water mark, or the record year. We find in 1918, the year picked out by Mr. Dailey to suit his purpose, that during that year the highest number of arrests for drunkenness in 13 years was made, reaching the enormous total of over 38,000. This cause for arrest has decreased the number in the two following years. Mr. Dailey does not say that in 1909, Mayor Magee's administration, the cases were less than they were in 1920 and that in that time there were eight magistrates instead of five as there are now. Mr. Dailey was a part of that administration, and supported it in everything.

In 1913 the number of arrests were 59,658; in 1909, 35,600; in 1910, 39,000; in 1911, 36,000; in 1912, 41,000; in 1913, 45,000, and in 1914 (the first year of Mayor Armstrong's administration) 47,000; in 1915, 45,000, and in 1916, 54,000, showing that in the year in which he calls attention there was a larger amount, and there were eight police magistrates in 1909, and the following stated years. That does not bear out his argument for a decrease in the number of police magistrates at this time; and while the arrests did drop in 1920 to 36,572, it was practically speaking in proportion to the number of cases handled by eight police magistrates for a period of nine years.

In 1909 Mayor Magee requested the Council to pass an ordinance in conformity with the law of the State increasing the number of police magistrates from five to eight. The Council did so, and so there was eight magistrates in 1909; and surely the City of Pittsburgh is as big in territory and population in 1921 as it was in 1909. Most of the members of Council have been on different sides on this question at different periods.

Mr. Dailey himself has voted for eight police magistrates when there were less magistrates' cases than there are now, and so have Mr. Garland, Mr. Herron and Mr. Robertson all voted for eight police magistrates and the persons so appointed were not superior to the name of the man before us today, I warrant you.

It seems to me that we should not confuse this proposition with personalities or ulterior motives. We have had before us for nearly a month the nomination of Mr. McKnight for the position of police magistrate. Mr. English has well said that the only proper way, if it is the number that is objected to, is to present an ordinance reducing the number.

If it is an objection to the man, or the character of the man or his fitness for the position, refuse to confirm him. If it is the number of police magistrates that is objected to, present an ordinance reducing the number to one less, as I have said before. However, I cannot see the reason for the presentation of such an ordinance at this time.

The number of arrests made by the police departments is not the issue. We should bear in mind the hours that the police officers make the arrests and the time they must be present in the magistrates' court when the hearings of the persons they arrested are held. The majority of arrests take place from about 9 p. m. and 3 o'clock in the morning, the policeman is compelled to appear and testify. He is compelled to summon his witnesses to be present in the police station, presumably about 7:00 o'clock in the morning, usually about 8:00, and the policeman who gets through at 6:00 o'clock, who every minute he stays in the police station after that time is staying on his own time and without compensation, along with men, women and children who are summoned as witnesses must stay there until the case is heard. In justice to the officers who make the arrests, in justice to the public who attend these hearings, fairness and the convenience of the public and the police officers should be considered above the number of arrests.

So far as the money collected through this source is concerned, the Babcock administration has collected almost twice as much money as any other administration within the past 12 or 13 years, and there is no criticism to make from that standpoint. I don't consider the police magistrates' courts should be regarded as a revenue-producer by any means. It was in a high sense never intended to be charged a revenue-producer; but if in the exercise of the magistrates' judgment and jurisdiction the returns from that source will compare, from a financial standpoint, most favorably with any preceding administration, credits should be given. The police magistrate who receives a salary of \$2,500.00 a year turns into the City Treasury from \$5,000.00 to \$25,000.00 a year. He therefore is not much of a burden on the

citizens or taxpayers by turning in from twice to ten times as much money as he receives.

The salary of the police magistrates was fixed by the State at \$2,500.00 33 years ago; so it has not kept pace with the salaries paid other positions in the City service. Thirty-three years ago the salary was fixed at \$2,500.00, and it is still \$2,500.00—on a par with a great many ordinary clerkships in the City service.

It is expected to be a dignified, responsible position. If it is not so, it is the fault of those in authority who have the power to make it so.

In passing, I will state that I occupied the position of police magistrate for a number of years, and with modesty I might claim that I served with credit not only to myself but to the City; and I believe the criticisms of these positions is often unwarranted. There are times when mistakes are made; but a careful study of the records of the criminal courts will show the police magistrates do not suffer much in comparison.

It is the same old game when a political campaign is on—the little fellow is jumped upon for his delinquencies and failures, real and imaginary, and a sudden desire in economy and reform is summed. So far as the Morals Court is concerned, it is the creation of Council as well as the administration, and the extra magistrate who went to the Morals Court was confirmed by seven members of Council. It was said that Magistrate DeWolf was overburdened with work and the work was getting so irksome and beyond what should be expected from him that Council created an assistant to help him. Had not six members of Council been favorable to it he could not have been given the assistant.

I believe seven magistrates are necessary. Magistrate Succop is holding hearings in No. 7 Police Station, comprising five wards, with three police stations, Nos. 7, 8 and 9. He starts the hearings at No. 7 and probably does not finish the cases until 8:15, probably 8:30 or 9:00 o'clock, when he goes to Oakland Station to preside at the hearings there. It takes him at least 20 minutes to get there, he leaves Oakland Station to go to No. 2 Police Station, where it takes him 15 or 20 minutes, and in the Hill District where No. 2 Station is located there are almost as many cases to be heard as at No. 1 Station) it is nearly 11:00 or 12:00 o'clock. We have the situation of policemen and witnesses standing around from 6:00 in the morning until 12 o'clock noon. I believe this position ought to be filled to remedy that condition.

And then we will have five magistrates in addition to the two presiding over the Morals Court. We had eight for four years and nine months; during the Magee administration and eight during the Armstrong administration and I think the argument for a reduction in the number at the close of this administration is not well founded.

To offset the number of arrests put on the dockets, you must consider the great number of automobile arrests. I want to take this opportunity of criticizing the Mayor and his administration when he states there are discharged 500 arrests a week for violation of the automobile laws. These cases are not put on the docket. That seems to me to be a lack of system. I am surprised that when a man is handed a red tag, which is equivalent to a summons to appear in court or an arrest, no record of it is made on the police docket unless he is fined. I believe any person who is summoned to appear before a police magistrate for a hearing for a violation of the automobile laws should be entered upon the docket the same as all other violators of the laws, and the handling of these cases will never be righted until an index system or a docket system is kept which will show that he has been summoned or arrested, and the number of violations committed by him. I believe the establishment of a traffic court would help straighten out that situation; but in the absence of that I certainly believe that every police magistrate in every police court should keep the name and the number of times that a man has been summoned to the police station by the placing of red tags on his machine for a violation of the law.

The nomination before us is that of a man who has been a citizen of the City all his life. He does not need this position for the salary it pays; he is not dependent upon that, and he and none of his friends are appearing before the members of Council to solicit their influence in his behalf. Mr. McKnight belongs to one of the oldest families in Pittsburgh. He is a decent, respectable citizen. He has the confidence of the people in his community, and I think it is a reflection upon him if his name is to be kept in here for five or six weeks without some action. We should divorce ourselves between the two questions—as to whether Mr. McKnight is a fit man for the position or whether the Council wants to reduce the number of police magistrates. I hope there will be no consideration entered into the minds of the members of Council other than fairness. Remember that nearly all of this Council at one time was very glad to be given by those in authority an opportunity to serve.

Mr. English arose and said:

Mr. President, I cannot understand this reform coming so suddenly when only two months ago Council unanimously voted to confirm E. M. Hough as police magistrate. I wonder what has happened since the presentation of Mr. Hough's name in Council.

And the question recurring, "Shall the communication be received and filed, and the nomination confirmed?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English

Winters

Noes—Messrs.

Dailey

Robertson

Garland

Herron (President)

Oliver

Ayes—2.

Noes—5.

And a majority of the votes of Council being in the negative, the motion was rejected.

The Chair presented

No. 3268. Communication from the Pittsburgh Board of Trade asking

that \$30,000.00 be provided for the construction of a boat house at Lake Carnegie, Highland Park.

Also

No. 3269. Communication from John J. Reilly, of 7130 Hermitage Street, protesting against the erection of a public comfort station in the rear of property at the northwesterly corner of Homewood Avenue and Kelly Street, Thirteenth Ward.

Which were read and referred to the Committee on Finance.

Mr. Robertson moved

That the Minutes of the proceedings of Council of May 9th, May 11th, May 16th, May 23rd, and May 28th, and June 6th, 1921, be approved.

Which motion prevailed.

The Chair stated

That the Committee meetings would be held on Thursday morning, June 16th, 1921, commencing at 10 o'clock.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, June 20th, 1921

No. 31

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, June 20, 1921.

Council met.

Present—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Absent—Messrs.

Anderson Robertson

PRESENTATIONS.

Mr. English presented

No. 3270. Communication from C. L. Yeager calling attention to the condition of Sacramento Street between Hammond and Wyckoff Streets.

Which was read and referred to the Committee on Public Works.

Also

No. 3271. Communication from C. L. Yeager asking for the extension of the water line from the Fair Plains Addition Plaza of Lots to Hollywood Cemetery, Twentieth Ward.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 3272. An Ordinance providing for the letting of a contract for

the furnishing of one (1) tractor for the Pittsburgh City Home & Hospital.

Which was read and referred to the Committee on Charities and Correction.
Also

No. 3273. Resolution authorizing the Director of the Department of Public Health to employ two additional laundresses temporarily at the Municipal Hospital in the Bureau of Infectious Diseases, and charging the expense of same to Code Account No. 1257, Wages, Regular Employees, Municipal Hospital.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 3274. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John W. Bulgar for a certain portion of the Duquesne Wharf, First Ward, Pittsburgh, Pa., and fixing the terms and rentals thereof.

Also

No. 3275. Resolution authorizing the issuing of a warrant in favor of Garland Bartholomew, Consulting Engineer, for \$193.91, for services rendered to the Department of City Planning, in a consulting capacity, during the month of June, 1921, and charging same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 3276. Resolution authorizing the issuing of a warrant in favor of Mrs. S. L. Lowrey for \$100.00 in full settlement of all claims for injuries received by stepping from a street car into a hole in front of Boggs & Buhl's Store on Federal Street, North Side, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3277. Resolution authorizing and directing the Mayor to execute and deliver a deed to Wm. J. Tygard

Mr. English arose and said:

Mr. President, I cannot understand this reform coming so suddenly when only two months ago Council unanimously voted to confirm E. M. Hough as police magistrate. I wonder what has happened since the presentation of Mr. Hough's name in Council.

And the question recurring, "Shall the communication be received and filed, and the nomination confirmed?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English Winters

Noes—Messrs.

Dailey Robertson
Garland Herron (President)
Oliver

Ayes—2.

Noes—5.

And a majority of the votes of Council being in the negative, the motion was rejected.

The Chair presented

No. 3268. Communication from the Pittsburgh Board of Trade asking

that \$30,000.00 be provided for the construction of a boat house at Lake Carnegie, Highland Park.

Also

No. 3269. Communication from John J. Reilly, of 7130 Hermitage Street, protesting against the erection of a public comfort station in the rear of property at the northwesterly corner of Homewood Avenue and Kelly Street, Thirteenth Ward.

Which were read and referred to the Committee on Finance.

Mr. Robertson moved

That the Minutes of the proceedings of Council of May 9th, May 11th, May 16th, May 23rd, and May 28th, and June 5th, 1921, be approved.

Which motion prevailed.

The Chair stated

That the Committee meetings would be held on Thursday morning, June 16th, 1921, commencing at 10 o'clock.

And on motion of Mr. Garland, Council adjourned.

Municipal Record

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COUNCIL

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Pittsburgh, Pa.,

Monday, June 20, 1921.

Council met.

Present—Messrs.

Bailey	Oliver
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Absent—Messrs.

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PRESENTATIONS.

Mr. English presented

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Which was read and referred to the Committee on Public Works.

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Which was read and referred to the Committee on Charities and Correction.

Also

No. 3273. Resolution authorizing the Director of the Department of Public Health to employ two additional laundresses temporarily at the Municipal Hospital in the Bureau of Infectious Diseases, and charging the expense of same to Code Account No. 1237, Wages, Regular Employees, Municipal Hospital.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 3274. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John W. Bulgar for a certain portion of the Duquesne Wharf, First Ward, Pittsburgh, Pa., and fixing the terms and rentals thereof.

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Also

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Also

No. 3277. Resolution authorizing and directing the Mayor to execute and deliver a deed to Wm. J. Tygard

for Lot No. 33 in Clifford B. Harmon's Plan located on Beltzhoover Avenue, Eighteenth Ward, for the sum of \$1,000.00.

Also

No. 3278. Resolution authorizing the heads of the several bureaus of the City Government to pay drivers overtime for participating in military funerals of returned dead soldiers, and charging same to respective code accounts of the bureaus to which the drivers are attached.

Also

No. 3279. Whereas, In order to keep the Point Birdge over the Monongahela River open to vehicular traffic, it is necessary to make repairs to the roadway floor in order to maintain same in such a condition as to reduce vibration to a minimum; and

Whereas, There are insufficient funds remaining in certain code accounts for Bridge Repairs—City Force to meet the cost of payrolls and bill rolls incurred, it being estimated that an additional sum of ten thousand (\$10,000.00) dollars, will be required for this purpose; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of ten thousand (\$10,000.00) dollars from Code Account and to credit four thousand five hundred (\$4,500.00) dollars to Code Account No. 1550-A3, Wages, Regular Employees, and the balance thereof of five thousand five hundred (\$5,500.00) dollars to Code Account No. 1553-D, Materials, Bridge Repairs—City Force; and

Be It Resolved Further, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said funds in payment of payrolls and bill rolls incurred in the prosecution of this work.

Also

No. 3280. Claim of the Peoples National Bank and Mr. A. H. King, in the sum of \$7,174.26, which claim arises by assignment to the bank and Mr. King of portions of a claim by William H. Sims, Architect, against the City of Pittsburgh for services in connection with foundations and approaches at the time the Point Bridge was projected.

Which were severally read and referred to the Committee on Finance.

Also

No. 3281. An Ordinance repealing an Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Kaufman Way, from Denniston Street to Hallman Street," approved by the Mayor, May 2nd, 1921.

Which was read and referred to the Committee on Public Works.

Mr. Oliver presented

No. 3282. An Ordinance repealing an Ordinance entitled, "An Ordinance locating Thomas Street, from Dallas Street to the City Line at a width of 100 feet," approved February 17th, 1888, and recorded in Ordinance Book, Volume 6, page 302, in so far as said Ordinance located Thomas Street, between the westerly line of North Richland Street and the westerly line of North Braddock Avenue, and repealing an Ordinance entitled, "An Ordinance re-locating Thomas Street, from Dallas Street to the City Line at a width of 90 feet," approved February 4th, 1893, and recorded in Ordinance Book, Volume 8, page 612, in so far as said Ordinance re-located Thomas Street, between the westerly line of North Richland Street and the westerly line of North Braddock Avenue.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 3283. Resolution authorizing the issuing of a warrant in favor of the Crescent Refractories Company in the sum of \$577.50, or so much of the same as may be necessary, for the furnishing of 165 pieces of Arch Shape Tile Brick for the Pittsburgh Asphalt Plant, and charging same to Code Account No. 1656.

Also

No. 3284. Resolution authorizing the issuing of a warrant in favor of Edith Boyd in the sum of \$141.00, being the amount of salary she would have received from May 10th, 1921 to June 10th, 1921, as stenographer-clerk in the General Office of the Bureau of Highways and Sewers (being absent on account of sickness), and charging same to Appropriation No. 1602, Salaries, General Office, Bureau of Highways and Sewers.

Which were read and referred to the Committee on Public Works.

Also

No. 3285. Resolution authorizing the issuing of a warrant in favor of E. E. Brownell in the sum of \$600.00, in full settlement for making complete voltmeter differences of potential surveys of water pipes and street car rails of the entire North Side and South Side Water Districts, May, 1921, as per Department Order Nos. 673 and 674, and charging same to Code Account 203-C, Water Bonds, Series A, 1919.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3286. An Ordinance authorizing the purchase of a certain tract or piece of land situate in the Twelfth Ward of the City of Pittsburgh, for playground purposes, for the sum of twenty-three thousand (\$23,000.00) dollars, subject to all municipal liens, taxes, and claims thereon, and setting aside and appropriating the said amount from the proceeds of Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 3287. Communication from Frank C. Link, Esq., relative to delinquent taxes remaining unpaid against the property of Mr. Callahan at No. 5 Alvin Street, Fifteenth Ward, the condition of which was called to Council's attention in a communication from Thomas F. Pfarr, Fire Marshal.

Which were read and referred to the Committee on Finance.

Also

No. 3288. An Ordinance authorizing and directing the grading, paving and curbing of Mohler Street, from Wheeler Street to Ferndale Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3289. Communication from Paul J. Bruene complaining of danger to his property at 609 Griffin Street on account of the street and sidewalk caving in.

Also

No. 3290. Communication from George E. Young complaining of danger to his property at 607 Griffin Street on account of the street and sidewalk caving in.

Also

No. 3291. Communication from McCann & Co., Inc., complaining of the Director of the Department of Public Works issuing a permit to certain parties to sell fruit and vegetables in a stand on property formerly owned by McCann & Co., Inc., on Diamond Street, which was taken from them for the widening of said street.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3292. Communication from the Lawrenceville Board of Trade suggesting that the name of the "Boulevard of the Allies" be changed to "Monongahela Boulevard."

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3293. Communication from the First Baptist Church complaining of the Pittsburgh Musical Institute being allowed to remodel a building on Bellefield Avenue in violation of the building laws.

Which was read and referred to the Committee on Public Safety.

Also

No. 3294.

MAYOR'S OFFICE.

Pittsburgh, June 20th, 1921.

President and Members of the
Council of the City of Pittsburgh.

Gentlemen:—

This week Senators and Representatives of Parliament of Japan, numbering about 15, will be in Pittsburgh.

The Chamber of Commerce will entertain them on Tuesday and Wednesday, the 21st and 22nd. The Chamber invites the City to dine them on the evening of Thursday, the 23rd. May I recommend that the City of Pittsburgh give the delegation a dinner at the Pittsburgh Country Club or some other appropriate and convenient place before their departure from the City late Thursday evening.

If this meets the approval of Council and they will so express themselves, the Mayor's Office will arrange the dinner. If Council looks with favor on the matter, will the individual members kindly express whether or not they can be present as the time is short for the arrangements.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read and referred to the Committee on Finance.

Also

No. 3295.

MAYOR'S OFFICE.

Pittsburgh, June 16, 1921.

President and Members of Council
of the City of Pittsburgh.

Gentlemen:—

I hereby nominate and appoint to the position of Police Magistrate of the City of Pittsburgh, Mr. Albert D. Brandon, 6431 Howe Street, Pittsburgh, to fill the vacancy caused by the removal of Mr. Walter J. Lloyd.

Mr. Brandon is 37 years old, has a wife and two children and has been a resident of the East End District most of his life.

He is owner and publisher of the East Liberty Tribune and Treasurer of the Pittsburgh Board of Trade, which now has a membership of over 1700. Mr. Brandon is a member of the Emory M. E. Church and is affiliated with the Emory Brotherhood Bible Class. He is one of Pittsburgh's highest type of citizens.

I have appointed and submitted to you the name of Mr. Brandon because I have personally known him for years, know him to be eminently fitted for the important position of Police Magistrate and know him to be a public-spirited citizen who has always tried to help make Pittsburgh a better City in which to live and do business. He does not use the hammer but is an untiring booster instead.

I earnestly commend Mr. Brandon to you for your early and favorable consideration.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Winters moved

That the communication be received and filed, and the Council proceed to vote on the confirmation of the appointment of Mr. Brandon as police magistrate.

Mr. Garland arose and said:

Mr. President, this communication places Council in an awkward position. We all know, like and respect Mr. Brandon. The Mayor was not fair in submitting another name after Council had made known its position. I don't like to see Mr. Brandon's name submitted here and voted down. I therefore move that action on this communication be indefinitely postponed.

Mr. English arose and said:

Mr. President, does that mean that there can be no debate on this question?

The Chair:

Yes, sir.

Mr. Garland arose and said:

Mr. President, if necessary I will withdraw my motion so that the gentleman or any other members of Council may make statements. I have no objection to a debate on this question.

Mr. Winters arose and said:

I would like to inquire, Mr. President, if this is a method of nullifying the appointment of the Mayor?

Mr. English arose and said:

Mr. President, let us assume that Mr. Garland has not made his motion.

The Chair:

Mr. Garland has withdrawn his motion in order that there may be a debate on this question.

Mr. English arose and said:

Mr. President, I think this is a rather strange proceeding. I want to go over for a minute or two, if you please, the action on the previous nomination. That name was submitted as soon as a vacancy was created.

Now, the Mayor has no way of knowing Council's wishes on any matter until a bill goes to him for his action, unless the Council takes such matter up in conference with him.

When the name of Mr. McKnight was presented a motion was regularly made by a member of Council and adopted asking that action be postponed for one week. The idea was that the member be given time to look into the qualifications of Mr. McKnight and ascertain whether the appointee could meet with other members' approval. That week went by and the Council went to Washington on legitimate City business which delayed the meeting of Council another week. Nobody can be blamed for that delay. The next week when Council convened a motion was made to further delay action on the confirmation of Mr. McKnight until Council was furnished statistics as to the number of arrests and the amount of money received by the City through the Police Magistrate's courts. Another week went by before this information was submitted to Council by the Mayor. Therefore, in that time every member of Council should have been well acquainted with the facts in the case and learned as to whether Mr. McKnight was well qualified or not to fill the position of police magistrate.

At the last meeting of Council it was stated that the majority had voted against the appointment on the plea that a reduction in the number of police magistrates should be made. Since that time there was plenty of opportunity for those in the majority to present an ordinance to reduce the number of police magistrates. I don't see any member of Council presenting an ordinance today to reduce the number of magistrates from 8 to 7. Last week

it was given as an excuse for voting against the appointment that economy was to be the watch word in the last six months of this administration.

The position of police magistrate carries a salary of \$2,500.00 per year, and for the balance of the year it would amount to practically \$1,500—a small saving in comparison to the great convenience another magistrate for the remainder of the year would afford those having business in the police magistrates' courts.

If this action by the majority is a retaliation against the Mayor for his action in vetoing the appropriation for the Division of Investigation, I want to say that I think this is a matter, because there is an appropriation for this police magistrate while there is no appropriation for the Division of Investigation. The position of Investigator is still on the books according to the views of some members and the decision rendered by Judge Macfarlane.

The tax levy for 1921 cannot be affected or changed if this police magistrate is appointed, because the tax levy for 1921 was fixed and the salary provided for eight police magistrates, the nomination now before us to fill one of those positions.

It is possible that the Council as a whole or a majority thereof can continue to take such action or delay consideration of the Mayor's appointments without giving the real reason; and I am going to suggest that if men would give the real reason for their desires we would get along much better and the public would have more respect for the Council.

We should express ourselves clearly on this proposition and not stand behind subterfuges and excuses, and if this thing is not stopped it will bring the Council in bad repute.

Mr. Winters arose and said:

Mr. President, I believe the Mayor has a perfect right to submit another name to Council under the circumstances. As Mr. English has well said, the only legal and lawful way to reduce the number of police magistrates is by an ordinance. When the number was increased in the beginning of Mayor Magee's administration it was done by ordinance, and if a majority of the members of Council desire to reduce the number of police magistrates now they should pass an ordinance.

During Mayor Magee's administration the Council passed an ordinance providing for the appointment of 8 police magistrates to conform to the number as established in a bill passed by the State Legislature. Surely if we needed

8 police magistrates in 1909 we need them now. The City has grown larger in territory and population.

Some time later at the beginning of Mayor Babcock's administration this question came up, the purposes or motives of which need not be discussed at this time, and again the number was reduced by an ordinance, which reduced that number from 8 to 7, and the Council by a co-partnership with the Mayor's approval, created the Morals Court by an ordinance.

Therefore, I take it today that Council is evading a duty by refusing to confirm an appointment to which the Mayor is entitled by law. The law says there shall be eight police magistrates until such time as a reduction is made as prescribed by the law. If the law says we shall have 8 police magistrates the Mayor has a right to ask for 8 police magistrates, and if the majority of Council want to reduce that number they should do so not by expressing their will in a massed vote against the appointment of a man to fill one of these positions, but by presenting an ordinance providing a reduction in the number.

There are two things which the law says should be taken into consideration in the filling of these positions—one is the character and fitness of the man to occupy the position, and the other is a reduction in the number of positions by ordinance. One man's name was submitted to Council and turned down without an answer to either one of these questions. He was given a clean bill of health as far as his character and qualifications for the position were concerned. He was turned down without the Council taking either course as prescribed by the law. The Mayor now submits another name, because Council has taken no initiative to reduce the number of police magistrates as required by law. The name is properly submitted by the Mayor and it should be properly voted upon. The Council by refusing to do this is evading its legal duty.

Mr. Garland arose and said:

Mr. President, the gentleman is mistaken when he states the law provides for eight police magistrates. It says we shall have not less than 5 nor more than 8 police magistrates.

Mr. Winters arose and said:

If you will read further Mr. Garland you will find a reduction or an increase in the number shall be done by ordinance.

Mr. Garland moved

That action on the communication of the Mayor be indefinitely postponed.

Upon which motion, Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.	
Dailey	Oliver
Garland	Herron (President)
Noes—Messrs.	
English	Winters
Henderson	
Ayes—4.	
Noes—3.	

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. Winters arose and said:

Mr. President, I want to serve notice on Council that I will renew my motion because there is not a majority of Council voting on this question today.

The Chair said:

A majority of Council present have voted in the affirmative. It is perfectly legal, and the motion prevailed. Also

No. 3296. Resolution making an appropriation of \$2,000.00 to pay rewards to any person, police officer, sheriff, constable or private individual who will deliver to the Department of Public Safety dead or alive, the two bandits who help up, robbed and killed James H. Neal, in the employ of Boggs & Buhl, on June 10, 1921; \$1,000.00 to be paid for each of them; and authorizing the issuing of a warrant in favor of any person or persons earning said reward, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3297. Report of the Committee on Finance for June 16th, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3195. An Ordinance entitled, "An Ordinance approving and confirming sale, at public auction, to James T. Malone of property on Antietam Street, being Lots Nos. 387 and 388 in Samuel Garrison's Plan, Tenth Ward, and authorizing the Mayor to execute and deliver a deed therefor on payment of the purchase money."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.	
Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3196. An Ordinance entitled, "An Ordinance amending Section 91, Bureau of Parks, Department of Public Works, of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and an amendment thereto, which became a law January 3rd, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.	
Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3138. An Ordinance entitled, "An Ordinance amending Section 101, Department of Public Works, Bureau of Recreation, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, by inserting the position of Chauffeur, and fixing the rate of compensation thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3200. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of 'Beechwood Boulevard Bridge Bond,' 1919, Bond Fund No. 212, the sum of ten thousand (\$10,000.00) dollars for the payment of Engineering Expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3197. An Ordinance entitled, "An Ordinance amending Section 56, Department of Public Works, Division of Design, and Section 57, Department of Public Works, Division of Bridges, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and which was amended by ordinances Nos. 50, 127 and 150, approved March 5th, April 1st, and April 8th, 1920, respectively, by creating additional positions as follows: One (1) Assistant Engineer (Designer), one (1) Designing Draftsman and three (3) Engineering Draftsmen."

In Finance Committee, June 16th, 1921. Read and amended by inserting a preamble, as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3199. An Ordinance entitled, "An Ordinance amending a portion of an Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and the amendment thereto approved January 3rd, 1921, by adding Section 112½, providing positions at Saceridan and Schenley Swimming Pools, Bureau of Recreation."

In Finance Committee, June 16th, 1921. Read and amended in Section 1 by striking out and inserting as shown in red, and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2870. Resolution authorizing the issuing of a warrant in favor of Marie Halpin, sister and dependent of Daniel J. Halpin, in the sum of \$369.19, being one-half of the salary of said Daniel J. Halpin as a City employee, while in the United States military service, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3202. Resolution authorizing the issuing of a warrant in favor of John F. Casey Company in the sum of \$2,220.43, for work done on restoration of Bigelow Boulevard, and charging the same to Restoration of Bigelow Boulevard at Kirkpatrick Street, Appropriation No. 1591.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3203. Resolution authorizing the issuing of a warrant in favor of the Anchor Lite Appliance Company in the sum of \$170.83, damages to truck which was run into by fire engine of Engine Company No. 42, on Chestnut Street, North Side, to be paid from Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3074. Resolution authorizing the City Solicitor to satisfy the lien filed against the property of John Nedlik and Mary Nedlik, his wife, for the grading, paving and curbing of Boundary Street, from Saline Street to the south line of Ivondale Street, upon the payment of \$100.00, and charging the costs to the City.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3207. Resolution authorizing and directing the City Controller to transfer \$1,600.00 from Code Account No. 1827, Salaries, Regular Employees, Highland Park, to Code Account No. 1828, Wages, Regular Employees, Highland Park.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3188. Resolution authorizing and directing the City Controller to transfer the sum of \$18,000.00 from Code Account No. ... to Code Account No. 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, Department of Public Health.

In Finance Committee, June 16th, 1921. Read and amended by inserting in blank space after word "No." the figures "42", and by striking out "\$18,000.00" and by inserting in lieu thereof "\$10,000.00", and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3208. Resolution authorizing the City Controller to transfer the sum of \$2,395.00 from Code Account to the following code accounts in the Bureau of Recreation: \$1,197.50 to Code Account No. 1928 A-4, Wages, Temporary Employees, (Sheridan Swimming Pool) and \$1,197.50 to Code Account No. 1929 A-4, Wages, Temporary Employees (Schenley Swimming Pool).

In Finance Committee, June 16th, 1921. Read and amended by striking out "\$2,395.00" and by inserting in lieu thereof "\$1,103.00"; by inserting in the blank space, after the words "Code Account" the words "No. 42, Contingent Fund," and by striking out in two places "\$1,197.50" and by inserting in lieu thereof "\$551.50," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3273. Resolution authorizing and directing the Mayor to execute and deliver a deed for Lots Nos. 115 and 116 in George S. Martin's Lemington Square Plan, Twelfth Ward, on the southwest side of Wiltsie Street, to Charles M. Falcone for the sum of \$270.00.

In Finance Committee, June 16th, 1921. Read and amended by striking out "\$270.00" and by inserting in lieu thereof the following: "\$400.00, payable in the following manner, to-wit: \$270.00 in cash upon delivery of deed and balance, interest six per cent. thereon, in one year from date of delivery of deed; said deferred payment to be secured by first bond and mortgage on said property," and as amended, ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Winters moved

That, in order to consider the reports of the other committees, a suspension of Rule VIII, which provides for the mailing of printed copies of all bills, ordinances and resolutions to each member of Council at least 48 hours previous to a meeting of Council, after same have been returned from committee.

Which motion prevailed.

Mr. Winters (for Mr. Robertson) presented

No. 3298. Report of the Committee on Public Works for June 17th, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3182. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Swan Way, from Wellesley Avenue to Hampton Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3237. An Ordinance entitled, "An Ordinance authorizing and directing the grading of Marshall Avenue, from Perrysville Avenue to Goshen Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3184. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Coleridge Street and Woodbine Street, from a point about 265 feet southeast of Woodbine Street to the existing sewer on Stanton Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3238. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Ingham Street, from a point about 15 feet east of Stayton Street to the present sewer on Brighton Road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3239. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Delgar Street and Hawkins Avenue, from a point about 15 feet south of Mayfield Avenue to the existing sewer on Norwood Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3240. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on north sidewalk of Mayfield Avenue, from a point about 15 feet east of Mohn Way to the existing sewer on Mayfield Avenue at Norwood Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3212. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of new electric wiring at the North Side Market, and authorizing the set-

ting aside of ten thousand (\$10,000.00) dollars from Code Account 1697-G, Structural and Non-structural Improvements at the North Side Market, for the payment of the costs thereof."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3241. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repainting exterior and constructing new cement walks at the South Side Market, and authorizing the setting aside of four thousand seven hundred and fifty (\$4,750.00) dollars from Code Account 1709-E, Repairs at the South Side Market, for the payment of the costs thereof."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3243. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of Brownsville Avenue, from Warrington Avenue to Carson Street East, and authorizing the setting aside of the sum of three hundred ninety-four thousand (\$394,000.00) dollars from the proceeds of the sale of Street Improvement Bonds, 1919, Appropriation No. 194, for the payment of the cost thereof."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3030. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the Twenty-seventh Ward of the City of Pittsburgh for public use for highway purposes for the widening of Gerber Avenue."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3032. An Ordinance entitled, "An Ordinance widening Bethel Place, in the Eleventh Ward of the City of Pittsburgh, from North Highland Avenue to Collins Avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Mr. Oliver presented

No. 3299. Report of the Committee on Public Service and Surveys for June 17th, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3218. An Ordinance entitled, "An Ordinance establishing the grade on Delgar Street, from Mayfield Avenue to Hawkins Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3216. An Ordinance entitled, "An Ordinance re-establishing the grade of Amesbury Street, from Montooth Street to Delmont Street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3217. An Ordinance entitled, "An Ordinance establishing the grade of Cleo Way, from Amesbury Street to Michigan Street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3219. An Ordinance entitled, "An Ordinance establishing the grade on Ellis Street, from Mayfield Avenue to Hawkins Way."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3220. An Ordinance entitled, "An Ordinance establishing and re-establishing the grade of Hazelwood Avenue, from Blair Street to a point 622 feet southwardly therefrom."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3221. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Hillcrest Street, from North Rebecca Street to North Fairmount

Street; re-establishing the grade from North Graham Street to North Fairmount Street, and providing for the sloping and parking of the portions of said Hillcrest Street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3222. An Ordinance entitled, "An Ordinance re-establishing the grade of Keokuk Way, from Kennedy Avenue to Kennedy Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3223. An Ordinance entitled, "An Ordinance establishing the grade on Leland Street, from Mayfield Avenue to Hawkins Way."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3224. An Ordinance entitled, "An Ordinance fixing the width and position of the curb lines, roadway and sidewalks of Norwood Avenue, from Hawkins Avenue to Keokuk Way, establishing and re-establishing the grade, and providing for the sloping and parking of the portion of said Norwood Avenue lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3225. An Ordinance entitled, "An Ordinance re-establishing the grade on Mayfield Avenue, from Perrysville Avenue to Marshall Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3226. An Ordinance entitled, "An Ordinance establishing the grade of Selkirk Way, from Edgerton Avenue to Willard Street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3227. An Ordinance entitled, "An Ordinance re-establishing the grade on Shelton Street, from Mayfield Avenue to Charles Street North."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 3187. An Ordinance entitled, "An Ordinance changing the name of The Boulevard of the Allies to 'Roosevelt Boulevard'."

Which was read.

Mr. Oliver moved

That further action on the bill be postponed for the present.

Which motion prevailed.

Mr. Dalley presented

No. 3300. Report of the Committee on Public Safety for June 17th, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3186. An Ordinance entitled, "An Ordinance limiting, in the interest of public safety, the combined total weight for vehicular traffic using the Point Bridge over the Monongahela River, and providing a penalty for the violation thereof."

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, I regret very much the unfortunate position the members of Council are placed in by the presentation and passage of this ordinance. Personally, I think if there is any danger by the passing of trucks over the Point Bridge which weigh ten tons, there is much greater danger for a street car which weighs considerably over ten tons.

If we were to look at this from the sordid viewpoint, we should be more careful of the lives of 40 to 50 people in a street car if we are going to look at the preservation of life at all, than to be concerned merely about one man on a truck. By that I don't mean that we should not protect the truck driver, but on a street car where there are 40 to 50 people greater care should be taken than in the case of a vehicle carrying only one person.

If the purpose of this ordinance is to protect the City from possible damage for loss of life merely from a financial standpoint, we should stop the street cars from going over this bridge, which contain a greater number of people, than be concerned about one or possibly two men on a truck. My own opinion is that if we pass this Ordinance it would make the City more liable in case of an accident by the bridge going away, and I think it would be a wise proposition to submit this to the consulting engineer, to be appointed by the Director of the Department of Public Works, to ascertain the actual condition of the bridge. If the condition of the bridge is such that no vehicle

of any description should pass over it, it should be closed, and an emergency ordinance be passed for the repair of same.

I might call your attention to the Greenfield Avenue Bridge, which was closed to vehicle traffic. This bridge was closed because of its unsafe condition to vehicle traffic, and it was a wise move to close it because only a week ago this bridge collapsed. The Point Bridge is used as an important highway and we are told by the Department of Public Works that it is in dangerous condition, and if we attempt by ordinance to restrict trucks from passing over it, surely we should go further and prevent street cars from using the bridge. A terrible accident might happen on that bridge any day; and it should not even be insinuated that Council is not concerned about the life of any person or persons who are compelled to ride back and forth in a street car over this structure. At the same time I would not like to be put in the position that I don't care about the lives of one or two persons on a truck. If this bridge is unsafe, as the Director of the Department of Public Works advised us, it should be closed right away, and if it is closed to all kinds of vehicles, including street cars, we then have exerted every possible means within our power to see that no lives are lost if a disaster should occur. We hope that such will not happen.

My suggestion is that we lay this Ordinance on the table and pass an emergency ordinance to repair the bridge in order to make it safe for all kinds of traffic.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
Garland	Winters
Henderson	Herron (President)

Noes—Mr.

English

Ayes—6.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. English (for Mr. Anderson) presented

No. 3301. Report of the Committee on Charities and Correction for June 17th, 1921, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3228. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the repairing of the Fire Boxes and Coal Handling Machinery, in the Power House at Mayview, Pa., and authorizing the setting aside of three thousand (\$3,000.00) dollars from Code Account 1328, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the Bill passed finally.

Also

Bill No. 3229. Resolution authorizing the issuing of a warrant in favor of M. Oppenheimer & Company in the sum of \$1,512.00, or so much of the same as may be necessary, in payment of 288 men's cotton coats for the Pittsburgh City Home & Hospital, same to be chargeable to and payable from Code Account No. 1320.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. English presented

No. 3302. Resolved, That the City Solicitor and the Special Assistant City Solicitor, in charge of public utility matters, be and they are hereby requested to enter into negotiations with the Pennsylvania Water Company in the Homewood-Brushton District and the Ohio Valley Water Company in the Chartiers Township district for the purpose of securing the City water for these districts and any other parts of the City now paying higher rates than those charged by the City of Pittsburgh.

Which was read.

Mr. English moved (seconded by Mr. Dailey)

The adoption of the resolution.

Which motion prevailed.

Also

No. 3303. Resolved, That the Mayor and the Director of the Department of Public Works be advised that Council urges them to take every precaution to protect the public using the Point Bridge and stop any and all vehicles of every kind whatever that might aggravate conditions on the said bridge.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Mr. Garland presented

No. 3304.

June 20, 1921.

To the President and Members
of Council, City of Pittsburgh.

Gentlemen:—

Whereas, The Point Bridge over the Monongahela River, owned and maintained by the City of Pittsburgh, is an old structure which has been subjected to excessive live loads due to the increase in the volume of traffic and weight of trucks and street cars; and

Whereas, The further continued use of this bridge is dependent upon keeping the structure in the best condition possible, and further upon excluding therefrom all motor trucks in excess of five (5) tons combined total weight; and

Whereas, It is of imperative necessity to know the exact physical condition of this structure, requiring an engineering investigation and study therefor, and in view of the possibility of the suspension of traffic on this bridge, it is necessary to begin the preparation of plans for its replacement, and to employ engineering services therefor; and

Whereas, In order to exclude heavy moving loads from this bridge, and to encourage all traffic so far as possible to use another route, and to provide a suitable thoroughfare in case traffic on this bridge is entirely suspended, and to serve as a detour thoroughfare during its early replacement, it is desirable and necessary to repave West Carson Street between the Point Bridge and the Smithfield Street Bridge; and

Whereas, The foregoing facts constitute a public emergency; now, therefore,

Pursuant to the terms and provisions of Section 13 of the Act of May 31st, 1911, relating to Appropriations, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of seventy-seven thousand (\$77,000.00) dollars, to meet the same, or so much thereof as may be necessary.

E. V. BABCOCK,

Mayor.

CHAS. F. WEIBLE,
Deputy Controller.

Also

No. 3305. An Ordinance declaring that an emergency exists owing to the condition of the Point Bridge over the Monongahela River as a result of excessive live loads due to the increase in volume of traffic and weight of trucks and street cars, and making an emergency appropriation in the sum of seventy-seven thousand (\$77,000.00) dollars for the payment of the cost of temporary repairs; conducting an investigation and study of the exact physical condition of the present structure, preparation of preliminary plans for its replacement, and the improvement of a detour thoroughfare to relieve traffic using said structure, out of revenues derived from taxes and other sources of income.

Also

No. 3306. Resolution authorizing and directing the Controller to transfer the sum of \$30,000.00 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 1555½, Repair to Smithfield Street Bridge.

Which were severally read and referred to the Committee on Finance.

Mr. English presented

No. 3307. Communication from Miss Esther M. Smith, Chairman of the Committee of Unemployment, Pittsburgh Council of Social Agencies, asking for a hearing before Council relative to having a public committee on unemployment appointed to look into the matter and take action on the unemployment situation in Pittsburgh.

Which was read, and on motion of Mr. English, received and filed, and hearing to be given on Tuesday morning, June 21st, 1921, at 10 o'clock.

Mr. Garland presented

No. 3308. Remonstrance by property owners abutting on Kaufman Way against the paving of said Kaufman Way, from Denniston Avenue to Hailman Street.

Which was read and referred to the Committee on Public Works.

And on motion of Mr. Winters,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, June 27th, 1921

No. 32

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, June 27th, 1921.

Council met.

Present—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Absent—Messrs.

Anderson English

PRESENTATIONS.

Mr. Dailey presented

No. 3309. Resolution authorizing and directing the City Controller to set aside from Appropriation No. 42, Contingent Fund, the sum of \$2,000.00 for the use of the Captain of Detectives to enable him to use all available means to capture the bandits who robbed and murdered James H. Neal, Assistant Manager of Boggs & Buhl on June 10th, 1921, and charging same to Traveling Expenses, Bureau of Police.

Which was read and referred to the Committee on Finance.

Also

No. 3310. An Ordinance widening Sumac Way, in the Eleventh Ward of the City of Pittsburgh, from Frankstown Avenue to Ursina Street, establishing the grade and changing the name thereof to Larimer Avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3311.

To the Council of the
City of Pittsburgh.

Gentlemen:—

A serious emergency has arisen in the injury to the Power Plant at the Municipal Hospital, occasioned by an explosion, and it is necessary that the said Plant be reconstructed without delay. It appears that there is no appropriation from which the cost of the reconstruction of said Power Plant can be paid.

We, therefore, pursuant to the provisions of the Act of Assembly in such case made and provided, declare an emergency and recommend the passage of an appropriation ordinance for the purpose of the reconstruction of the Power Plant.

Respectfully,

E. V. BABCOCK,
Mayor.

E. S. MORROW,
City Controller.

Also

No. 3312. An Ordinance appropriating the sum of \$30,000.00 as an emergency appropriation, and authorizing the letting of a contract or contracts for the reconstruction of the Power Plant of the Municipal Hospital, pursuant to emergency certificate of the Mayor and City Controller.

Also

No. 3313. An Ordinance providing for the letting of contracts for electric wiring work and for the heating system in chauffeurs' houses constructed on the north side of the Monongahela Wharf between Smithfield and Short Streets and on the south side of the Allegheny Wharf between the Sixth or Federal Street Bridge and the Ninth Street Bridge under the supervision and direction of the Department of Public Safety.

Also

No. 3314. Resolution authorizing and directing the City Controller to transfer the sum of \$150,000.00 from Code Account 1771-B, Miscellaneous Services, Bureau of Light, to Code Account No. 1659½, Resurfacing Park Roadways, Schenley and Highland Parks.

Also

No. 3315. Resolution authorizing and directing the City Controller to transfer the sum of \$5,400.00 from Code Account No. 1755-C, Supplies, Bureau of Water, to Code Account No. 1522-F, Equipment, General Office, Bureau of Engineering.

Also

No. 3316. Resolution authorizing the City Controller to transfer \$159.50 from Code Account No. 1910-E, Repairs, Bureau of Recreation, to Code Account No. 1673-E, Repairs, City-County Building, Bureau of City Property.

Also

No. 3317. Resolution authorizing and directing the City Solicitor not to file a lien against the property of Louis and Marie Anderson on Bricelyn Street for the change of grade and grading, paving and curbing thereof, and to cancel the assessment of \$250.00 appearing on his books against said Louis and Marie Anderson for said improvement.

Also

No. 3318. Resolution authorizing and directing the Mayor to execute and deliver to Mrs. Bridget Haley deed conveying the house and lot situate on Stafford Street, in the Twentieth Ward, in consideration of deed from said Mrs. Bridget Haley to the City of Pittsburgh for a certain lot or piece of ground situate on Brereton Street (formerly Jones Avenue); and further in consideration of the foregoing exchange of properties Mrs. Bridget Haley forever releases the City of Pittsburgh from any and all

claims for damages which she might have against it arising out of the damage to her property on said Brereton Street.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3319. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading of Hobart Street, from a point 223.03 ft. east of the east curb of Wightman Street to a point 926.13 ft. east of the east curb of Wightman Street, and providing for the payment of the costs thereof.

Which was read and referred to the Committee on Finance.

Also

No. 3320. An Ordinance changing the width and position of the sidewalks and roadway on Beaver Avenue, from Sheffield Street to Juniata Street.

Also

No. 3321. An Ordinance re-establishing the grade of California Avenue, from a point 131.11 feet southwardly from the intersection of the southerly curb line of Island Avenue and the easterly curb line of California Avenue to a point 84 feet northwardly from the intersection of the northerly curb line of Island Avenue and the easterly curb line of California Avenue.

Also

No. 3322. An Ordinance re-establishing the grade of Island Avenue, from California Avenue to a point 40 feet eastwardly therefrom.

Also

No. 3323. An Ordinance re-establishing the grade of Hobart Street, from a point 211.03 feet east of Wightman Street to a point 914.13 feet east of said Wightman Street.

Also

No. 3324. An Ordinance locating North Highland Avenue, at a variable width, from Penn Avenue to Margaretta and Hoeweler Streets, in the Eleventh Ward, by revising the lines thereof and including North Highland Avenue, an avenue having a variable width, so that the avenue as located shall be included within the street lines as hereinafter described.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3325. Petition of James P. Naughton for the purchase from the City of Pittsburgh Lot Nos. 374, 378, 379, 380 and 381 in the Duquesne Park Plan of Lots, situate on Stillwell Street, Twenty-sixth Ward, which were bought in by the City at Sheriff's sale.

Also

No. 3326. Communication from Charles Dosch asking to be reimbursed for plate glass window broken by stones at No. 1501 Federal Street, North Side.

Also

No. 3327. An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Lorenze Schielein and Mary, widow of John Schielein, situate in the Twenty-fourth Ward.

Which were severally read and referred to the Committee on Finance.

Also

No. 3328. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the Island Avenue Bridge, over the Pittsburgh, Ft. Wayne & Chicago Railroad, and authorizing the setting aside of \$78,000.00 from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, for the payment of the costs thereof.

Also

No. 3329. An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing two automobiles and one auto truck for the use of the Bureau of Engineering, Department of Public Works, and providing for the payment of the costs thereof.

Also

No. 3330. An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk and roadway of Superior Avenue, from a point about 45 feet west of Stayton Street to the existing sewer on Superior Avenue west of Stayton Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 3331. An Ordinance authorizing the purchase from the Edward M. Yard Estate of a certain tract or piece of land situate in the Seventeenth Ward, City of Pittsburgh, for the sum of \$15,000.00 and making appropriation therefor.

Also

No. 3332. An Ordinance amending a portion of Section 15, Department of Law, item "Telephone Operator," of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and the amendment thereto, approved January 3rd, 1921.

Also

No. 3333. An Ordinance amending Section 53, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and as amended by Ordinances Nos. 137, 186 and 472, approved April 3rd, and May 5th, 1920, and January 3rd, 1921, respectively, by creating a new position of Chauffeur Mechanic in the Bureau of Engineering.

Also

No. 3334. An Ordinance amending Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and the amendments approved January 3rd, 1921, and June 1st, 1921.

Also

No. 3335. An Ordinance amending Section 60, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, so as to properly grade a certain position in the Bureau of Engineering, Department of Public Works.

Also

No. 3336. An Ordinance amending Section 64, Department of Public Works, Division of Public Utilities, of Ordinance No. 434, entitled, "An Ordinance

nance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, by providing three additional Public Service Inspectors and certain new positions.

Also

No. 3337. An Ordinance amending Section 65, Department of Public Works, Asphalt Plant, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, by creating two positions of Chief Engineer.

Which were severally read and referred to the Committee on Finance.

Also

No. 3338. Communication from Rev. Thomas Devlin, Pastor of Holy Cross R. C. Church, relative to the construction of the Boulevard of the Allies.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3339. Resolution adopted by the North Side Chamber of Commerce asking that a reserve police force to be composed of former police officers be organized in the City of Pittsburgh.

Also

No. 3340. Communication from the Art Commission approving design and site for Twenty-seventh Ward War Memorial, and bas relief of George Washington for the Women's Historical Society of Western Pennsylvania.

Also

No. 3341. Communication from Dr. G. S. Llewellyn, Resident Physician at the City Home and Hospitals, Mayview, asking that the City provide maintenance for the physicians.

Also

No. 3342. Communication from Weil, Christy and Weil asking for a hearing before the Finance Committee relative to exoneration of water rents assessed against the Irene Kaufmann Settlement, Third Ward.

Also

No. 3343. An Ordinance repealing Ordinance No. 219, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or

contracts for the construction of a public comfort station at Kelly Street near Homewood Avenue, and authorizing the setting aside of fifteen thousand (\$15,000.00) dollars from the proceeds of Public Comfort Station Bonds, 1919, Bond Fund Appropriation No. 202, for the payment of the costs thereof."

Also

No. 3344. An Ordinance authorizing the purchase from Grace Kilian of a certain tract or piece of land situated in the Thirteenth Ward, for the sum of four thousand five hundred (\$4,500.00) dollars and making the appropriation therefor.

Also

No. 3345. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public comfort station on the north side of Hamilton Avenue, between Homewood Avenue and Sterrett Street, and authorizing the setting aside of seventeen thousand (\$17,000.00) dollars from the proceeds of "Public Comfort Station Bonds, 1919," Bond Fund Appropriation No. 202, for the payment of the costs thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 3346. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of a trunk sewer, branch trunk sewer and lateral sewers on certain streets and ways in the Brushston District of the Nine Mile Run Sewer System, including private properties; describing the same, and authorizing the setting aside of the sum of two hundred twenty-one thousand (\$221,000.00) dollars from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof.

Also

No. 3347. Communication from E. C. Shannon, late Colonel 111th U. S. Infantry suggesting that a statue of Sergeant James J. Mestrovich (who was killed in the World War) be placed in the niche in the wall on Bigelow Boulevard.

Also

No. 3348. Communication from Jas. L. Costello of the American Legion, Allegheny County Committee, suggesting that a statue of Sergeant James J. Mestrovich (who was killed in the World War) be placed in the niche in the wall on Bigelow Boulevard.

Also

No. 3349. Communication from the Department of City Planning transmitting resolution adopted by the City Planning Commission approving the plans of the Department of Public Works relative to the construction of the Boulevard of the Allies.

Also

No. 3350. Communication from D. P. Black relative to the construction of the Boulevard of the Allies.

Also

No. 3351. Communication from Laura McKibbin regarding nuisance caused by flooding of cellar of properties on Cora Street due to lack of sewerage drains, and complaining of the non-removal of rubbish.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3352.

June 23, 1921.

President and Members of Council,
City of Pittsburgh.

Re:—C. B. 3265—Swimming
Pool, Riverview Park.

Gentlemen:—

Relative to Council Bill No. 3265 being a Resolution directing the Department of Public Works to prepare plans and award a contract for the construction of a swimming pool in Riverview Park, beg to advise that the field work has been obtained, the design of the pool decided upon, as well as a design for the bath house to be constructed in connection with the same.

We will proceed at once to advertise for proposals and award a contract for this work.

Yours very truly,

N. F. BROWN,
Director.

Which was read.

Mr. Robertson presented

That the communication be received and filed.

Which motion prevailed.

Also

No. 3353. Communication from Mrs. Charles W. Houston, Treasurer, Soho Public Baths, inviting the members of Council to visit and inspect the Soho Baths, on Tuesday morning, June 28th, 1921.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and the invitation accepted and as many members of Council as possible visit the Soho Baths on Tuesday morning, June 28th, 1921, at 9:45 o'clock.

Which motion prevailed.

Also

No. 3354.

MAYOR'S OFFICE.

Pittsburgh, June 27th, 1921.

President and Members of Council
of the City of Pittsburgh.

Gentlemen:—

Beg to ask your further consideration of the question of confirming or refusal to confirm my nominee, Mr. Albert D. Brandon, for Police Magistrate, and to advise you that your act in indefinitely postponing consideration of the subject is not within the law.

It is your duty to confirm or refuse to confirm. This is plainly set out in the Act of Assembly creating Police Magistrates in Pittsburgh.

I call your attention to the fact that by your own acts you have created eight (8) Police Magistrate positions, two of them being assigned to Morals Court. This number of police magistrates is absolutely necessary to handle the City's business economically and efficiently.

I now state that it is only fair for you to confirm Mr. Brandon or refuse to confirm him.

I enclose the legal opinion of City Solicitor Prichard confirming my position in this matter.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

DEPARTMENT OF LAW.

Pittsburgh, June 27th, 1921.

Hon. E. V. Babcock, Mayor.

Dear Sir:—

Referring to the situation in Council with reference to the nomination of Mr. Albert D. Brandon for the position of Police Magistrate, I have to advise you as follows:

By the Act of April 21st, 1915, P. L. 145, "the police power for taking informations, making arrests and preserving the peace heretofore vested in the Mayor and five Police Magistrates, shall hereafter vest in the Mayor, and

not less than five nor more than eight magistrates, as shall be designated by ordinance, all of whom shall not be of the same political party; to be appointed by the Mayor, subject to the approval of the Select Council, etc."

The salary ordinance passed December 20, 1919, vetoed by you and passed over your veto on January 2nd, 1920, which is now in effect unamended and unrepealed, insofar as it relates to Police Magistrates, provides for six Police Magistrates, one Morals Court Magistrate and one Magistrate for the Morals Court. The above Act of Assembly and ordinance constitute the law as it exists today and as it has existed since former Magistrate Walter J. Lloyd left his position. It is the law under which you are empowered and obliged to appoint to fill the vacancy. It is the law under which Council must act upon your nomination.

On Monday, June 20th, 1921, when your nomination was presented to Council, a motion was made and carried that further action thereon be indefinitely postponed. Rule II of the Rules of Council provides:

"When a motion has been made and carried that further action on any matter pending be indefinitely postponed, a motion to reconsider said action must be made at the same or at the next subsequent meeting, and if said motion is not then made, the matter cannot be taken up or revived during the life of said Council."

I have ascertained, upon investigation, that the motion to reconsider, which must be made not later than Monday, June 27th, 1921, must be made by one of the members who voted in favor of the motion indefinitely to postpone. Should such motion be not made, the matter, so far as Council is concerned, is at an end for the life of the present Council. This amounts to a refusal of Council either to approval or disapproval.

Under the Act of Assembly of April 21st, 1915, above quoted, it is the duty of the Council to act upon your appointment. This duty is fixed by the wording "to be appointed by the Mayor subject to the approval of the Select Council." The words "subject to the approval of the Select Council" require action either approving or disapproving. Should the motion indefinitely to postpone become the final action of Council by failure to reconsider in Monday, June 27th, 1921, then Council has failed either to approve or disapprove, and has not performed a duty imposed upon it by the Act of Assembly.

The performance of official duty may be compelled by Writ of Mandamus issued by the Court of Common Pleas, and Councils of municipal corporations are subject to this process. Council can be compelled to obey the law and perform a legal duty. Of course, no claim is made, or can be made, that Council's discretion in the premises can be controlled by legal process. Council can be compelled to act in accordance with the law. The discretion of Council, however, cannot be interfered with.

If Council is of the opinion that the number of Police Magistrates should be reduced by one, Council cannot reduce the number indirectly in the manner now being pursued, but Council has open to it a regular and legal method of procedure by amending the existing law. It is no defense to the non-performance of the plain duty that Council feels that the law should be changed or is about to propose a change therein. As the law exists today, Council is bound by it. If Council actually abrogates the law as it exists, then Council is free from it, and not until then.

Yours respectfully,

CHARLES B. PRICHARD,
City Solicitor.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Mr. Winters arose and said:

Mr. President, I don't suppose that I can properly make a motion to reconsider the action taken by Council in indefinitely postponing action on the nomination of Mr. Brandon for the position of Police Magistrate. Under the rules of Council the motion must be made by a member who voted in the affirmative.

I want to say, Mr. President, that I believe one of the members who voted for the motion should make a motion to reconsider the vote in view of the opinion of the City Solicitor that the action to postpone indefinitely consideration of the appointment of Mr. Brandon is illegal and inconsistent with the law.

In my opinion I am sure of that and was so last week when this matter was voted upon by Council. The law states that an appointment of the Mayor shall either be confirmed or refused, and although the motion to indefinitely postpone action on the Mayor's communication would have the effect of a lack of confirmation, it is an evasion of the law itself.

Why does Council want to take such a position? The majority of Council did not take that position on the nomination of Mr. McKnight. He was refused confirmation and the same position should be taken in regard to the nomination of Mr. Brandon, or he be confirmed. The law does not give Council the right to refuse confirmation by indefinitely postponing action.

I called your attention last week to the fact that I would speak on this subject today, because the motion was passed by a majority of those present, but not by a majority of the Council, and I am not so clear on this legal technicality. I find a question relating to bills which come before the Council, which in a relative sense, sustains my opinion, and should have some consideration in this matter.

On page 39 of the Council Manual, the Act of May 23rd, 1874, provides, "When any bill, upon its third reading and final passage, receives the votes of a majority of the members of Council present, but not a majority of those elected, such bill shall be considered as laid upon the table, and may be called up for further action at the same or any subsequent meeting of Council." Insofar as a bill is concerned, if it receives a majority of votes of those present, but not of those elected, it can be laid on the table and called up again for action. So I think there is merit to the point that only four members, one less than a legal majority of Council, voted to indefinitely postpone action, I believe a motion to indefinitely postpone action is an evasion and subterfuge of the duty of Council to vote for or against confirmation of the Mayor's appointment.

And the question recurring, "Shall the communication be received and filed?"

The motion prevailed.

Mr. Dailey presented

No. 3355. An Ordinance amending item "Six Police Magistrates", Section 6, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 3356. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Jones and Laughlin Steel Company relative to the construction, by the City of Pittsburgh,

of a relief sewer within the lines of Hazelwood Avenue, extending to the United States Harbor Line of the Monongahela River, within the lines of which is constructed a sewer by the Jones and Laughlin Steel Company, and, in connection with the construction of said sewer by the City of Pittsburgh, the grade of said street is to be changed to the alignment of the proposed sewer by the City of Pittsburgh lowered.

Which was read and referred to the Committee on Public Works

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3357. Report of the Committee on Finance for June 21st, 1921, transmitting sundry resolutions and an ordinance to Council.

Also, with an affirmative recommendation,

Bill No. 2768. Resolution authorizing and directing the Collector of Delinquent Taxes to accept from Mrs. Anna M. Miller the sum of \$500.00, in full payment and satisfaction of the City taxes and water rents assessed against property on Island Avenue, Twenty-first Ward, for the year 1912 and the years 1914 to 1919, inclusive, and to enter satisfaction of record on the following delinquent tax liens:

D. T. D. No. 1384 July Term, 1914.

D. T. D. No. 2887 April Term, 1917.

D. T. D. No. 132 January Term, 1919.

D. T. D. No. 2878 January Term, 1920.

D. T. D. No. 2618 January Term, 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the yeas and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3306. Resolution authorizing and directing the City Controller to transfer the sum of \$30,000.00 from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 1555½, Repair to Smithfield Street Bridge.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3204. Resolution authorizing the issuing of a warrant in favor of Hayes C. R. Jackson in the sum of \$500.00, in full settlement of all claims for damages against the City of Pittsburgh, on account of injuries received by his daughter, Gertrude Jackson, while coasting on Hampshire Avenue, and charging the same to Appropriation No. 42 (Contingent Fund).

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3275. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$193.91, for services rendered to the Department of City Planning in a consulting capacity during the month of June, 1921, and charging the same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3276. Resolution authorizing the issuing of a warrant in favor of Mrs. S. L. Lowrey for \$100.00 as full compensation for injuries received by stepping from a street car into a hole in front of Boggs and Buhl's store on Federal Street, and charging the same to Contingent Fund, Appropriation No. 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3278. Resolution authorizing the heads of the several bureaus, furnishing drivers from various stables at military funerals, to pay said drivers for such overtime, and charging the same to the respective code accounts of the bureaus to which the drivers are attached.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3296. Resolution appropriating the sum of \$2,000.00 from Contingent Fund, Appropriation No. 42, and authorizing the Mayor to offer to any person, police officer, sheriff, constable or private individual who will deliver to the Department of Public Safety of the City of Pittsburgh, dead or alive, both of the bandits who murdered James H. Neal, of Boggs & Buhl, on June 10th, 1921, the sum of \$2,000.00, or \$1,000.00 for either of them, and authorizing the issuing of a warrant in favor of any person or persons earning said reward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3211. Resolution authorizing and empowering the Director of the Department of Public Works to secure the services of such consulting engineer as he may deem necessary, and to make an agreement for the payment of the expense incurred, and authorizing the issuing of warrants drawn on code accounts No. 1567-M and 1568-M, Special Reservations, respectively, for the payment of the cost of the services performed for the purposes of making an inspection to determine the physical condition of the Point Bridge over the Monongahela River and the stresses therein and to prepare preliminary plans and estimates and conduct negotiations with parties interested relative to the reconstruction thereof.

In Finance Committee, June 21st, 1921. Read and amended by striking out the word "engineer" and by inserting in lieu thereof the word "engineers"; by striking out the words "and No. 1568-M"; by striking out the words "Reservations respectively," and by inserting in lieu thereof the word "Reservation," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3304. Communication from the Mayor and the City Controller certifying as to emergency appropriation required on account of the condition of the Point Bridge over the Monongahela River.

In Finance Committee, June 21st, 1921. Read and returned to Council to be received and filed.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3305. An Ordinance entitled, "An Ordinance declaring that an emergency exists owing to the condition of the Point Bridge over the Monongahela River as a result of excessive live loads due to the increase in volume of traffic and weight of trucks and street cars, and making an emergency appropriation in the sum of seventy-seven thousand (\$77,000.00) dollars for the payment of the cost of temporary repairs, conducting an investigation and study of the exact physical condition of the present structure; preparation of preliminary plans for its replacement, and the improvement of a detour thoroughfare to relieve traffic using said structure out of revenues derived from taxes and other sources of income."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Bailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 3358. Report of the Committee on Public Works for June 21st, 1921, transmitting several ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2522. An Ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Wellston Way, from North Highland Avenue to North St. Clair Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Bailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3281. An Ordinance entitled, "An Ordinance repealing an Ordinance entitled, 'An Ordinance authorizing and directing the grading and paving of Kaufman Way, from Denniston Street to Hailman Street,' approved by the Mayor May 2nd, 1921."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3242. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of West Carson Street, from the Point Bridge over the Monongahela River to the Smithfield Street Bridge Approach, and providing for the payment of the costs thereof."

In Public Works Committee, June 11st, 1921. Read and amended in Section 2 by inserting in blank space the words "Code Account No. 1567-M." and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Robertson moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3283. Resolution authorizing the issuing of a warrant in favor of Crescent Refractories Company in the sum of \$577.50, or so much of the same as may be necessary, for the furnishing of 165 pieces of arch shape tile brick for the Pittsburgh Asphalt Plant, the same to be chargeable to and payable from Code Account No. 1656.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3359. Report of the Committee on Public Service and Surveys for June 21st, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3190. An Ordinance entitled, "An Ordinance granting unto Booth & Flinn, Ltd., Contractors, their successors and assigns, the right to construct, maintain and use a temporary track on Bucyrus Avenue, from Chartiers Avenue eastwardly for an approximate distance of two hundred and ten (210) feet; thence northwardly through private property to Rudolph Street, across Rudolph Street to private property to proposed dump, Twentieth Ward, Pittsburgh; said track to be laid for the purpose of conveying excavated material from the northeast end of Liberty Tunnel over Pittsburgh Railway tracks to said Bucyrus Avenue. The said Booth & Flinn, Ltd., Contractors, have been awarded a contract by the Commissioners of Allegheny County to construct the said tunnels."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3244. An Ordinance entitled, "An Ordinance granting unto Booth & Flinn, Ltd., Contractors, their successors and assigns, the right to construct, maintain and use a temporary overhead tipple and bins on Brownsville Avenue, located opposite the eastern building line of Manor Street, for the purpose of loading cars with excavated materials from the north end of Liberty Tunnels, Eighteenth Ward, Pittsburgh, Pa. The said Booth & Flinn, Ltd., Contractors, have been awarded a contract by the Commissioners of Allegheny County to construct the said tunnels."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 3360. Report of the Committee on Filtration and Water for June 21st, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3285. Resolution authorizing the issuing of a warrant in favor of E. E. Brownell, of 1418 Walnut Street, Philadelphia, Pa., in the sum of \$600.00, in full settlement for making complete voltmeter, differences of potential surveys of water pipes and street car rails of the entire North Side and South Side Water Districts, May, 1921, and charging same to Account 203-C, Water Bonds, Series A, 1919.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Robertson (for Mr. Anderson) presented

No. 3361. Report of the Committee on Charities and Correction for June 21st, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3272. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of one (1) Tractor for the Pittsburgh City Home & Hospital."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters (for Mr. English) presented

No. 3362. Report of the Committee on Health and Sanitation for June 21st, 1921.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3273. Resolution authorizing the Director of the Department of Public Health to employ two additional laundresses temporarily at the Municipal Hospital, in the Bureau of Infectious Diseases, Department of Public Health, and charging the expense of the same to Code Account No. 1237, Wages, Regular Employees, Municipal Hospital.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 3363. Report of the Committee on Public Safety for June 21st, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2985. Resolution authorizing the issuing of a warrant in favor of Earl McDonald for the sum of \$99.50, covering monies expended for railroad fares and expenses enroute, for Officer Edward O'Rourke, James Smith (civilian) and Earl McDonald, to Williamson, W. Va., in search for Joe Thomas, wanted in this county for murder and rape, and charging the same to Code Account No. 1459, Item M, Traveling Expenses, Bureau of Police.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Garland	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland moved

To reconsider the vote by which

Bill No. 3295. Communication from the Mayor nominating Albert D. Brandon for the position of Police Magistrate,

Was in Council, June 20th, 1921. Read and action on the confirmation indefinitely postponed.

Mr. Winters arose and said:

Mr. President, I think Mr. Garland has done the proper thing in moving to reconsider the vote by which action on the Mayor's appointment of Mr. Albert D. Brandon as police magistrate was indefinitely postponed at the last meeting.

I tried to convey in my remarks last week that I thought it was an injustice to Mr. Brandon if the motion to indefinitely postpone action on his nomination. I thought at that time and still think it is an illegal motion, and for that reason I am glad that Mr. Garland has made his motion to reconsider that action.

If the motion to reconsider had not been made at today's meeting it would have the effect of shutting the door completely to any further consideration of Mr. Brandon's name for this position if later on Council should decide that this police magistrate was needed, or it might possibly be compelled to make an appointment. By having a majority of votes on which an agreement of political policy has been reached is not the proper way to settle this question. This majority seems to believe that might makes right, and later on the Courts might decide that right makes right; and if that should come to pass Mr. Brandon against whom no objection has been voiced could not be considered, and the indefinite postponement of his name would have in its effect a refusal to confirm, and would take him out of consideration. That was my point, and for that reason I am certainly in favor of the motion.

And the question recurring, "Shall the vote be reconsidered by which action on the confirmation was indefinitely postponed?"

The motion prevailed.

And on the question, "Shall action on the confirmation be indefinitely postponed?"

The motion did not prevail.
Mr. Garland moved

That further action on the confirmation be postponed for the present.

Which motion prevailed.

Mr. Garland presented

No. 3364. Whereas, Within the past week there has appeared in many newspapers a prepared statement from His Honor, the Mayor, referring to action of this Council, a part of which reads as follows:

"Quite recently they were willing to foist the \$16,000.00 Dean Dump onto the City at \$75,000.00"; and

Whereas, The Mayor is aware that no consideration as to value was inserted by Council in the Ordinance for the purchase of the Dean property until its proper valuation was first determined; and

Whereas, The Pittsburgh Real Estate Board, upon being requested by Council to value said property, submitted its written report under date of March 10th, 1921, said report being signed by A. J. Kelly, Jr., President, W. K. Brown, Secretary, and John A. Sharp, Chairman Appraisal Committee, showing the value of said property to be \$75,794.00; and

Whereas, This Council has always had confidence in the appraisals obtained from the Real Estate Board, believing it to be unprejudiced and unbiased, and it has been its custom to buy and sell property on behalf of the City based upon said valuations; therefore, be it

Resolved, That the Mayor be and he hereby is respectfully requested to take up this subject with his Board of Assessors, from whose records he presumably received his information as to value, and advise Council as to what in the opinion of said Board is the true value of said particular property.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 3365. Whereas, Many comments are being made by citizens as to the retaining wall now being erected in Bigelow Boulevard, the question arising as to why the wall is low where the bluff back of it is high, and the wall high where the bluff is low; and

Whereas, If efficiency is being sacrificed for symmetry, this is the proper time to know it, seeing that the several panels at the lower or western end, which rather accentuate these criticisms, are not completed, being in course of construction; therefore, be it

Resolved, That the Director of the Department of Public Works be requested to advise Council as to whether in his opinion these criticisms are justified, realizing that if any change is to be made, this is the time to undertake same; and, be it further

Resolved, That the Director advise Council what his intentions are with regard to the new curb which is about 10 feet from the wall. Is it to remain as laid; is it to be removed and placed close to the wall for use as a hub curb, or is it to be removed to afford a greater width of roadway?

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 3366. Communication from residents of King Avenue complaining of nuisance caused by rats and mosquitoes in the neighborhood.

Which was read and referred to the Committee on Health and Sanitation.

The Chair presented

No. 3367. Petition of taxables of a portion of Penn Township asking for annexation to the City of Pittsburgh.

Which was read and referred to the Committee on Finance.

Mr. Dailey presented

No. 3368. Whereas, Complaints are being made by residents of several sections of Pittsburgh as to the infrequency of patrolmen covering beats; and

Whereas, Council of Pittsburgh has provided for one officer for about every seven hundred of population; the number of men appropriated for being ample to cover the City of Pittsburgh if the officers were permitted to cover the territory; therefore, be it

Resolved, That the Mayor be urged to immediately stop the practice of taking officers from beats and assigning them to places other than authorized by Councilmanic ordinances.

Which was read.

Mr. Dailey moved

The adoption of the resolution.

Mr. Dailey arose and said:

In moving for the adoption of the resolution I want to say I have no fault to find with the Bureau of Police. It is not fair to have two men covering the beats of five men and expect perfect police service. Not only in the

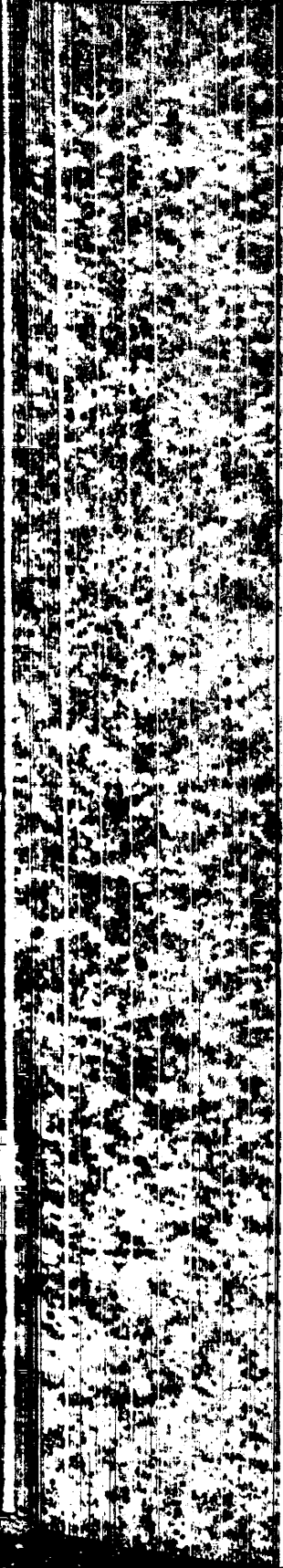
East End, but on the South Side, Lawrenceville, North Side and Downtown beats all left uncovered because of the fact that men who are supposed to be assigned to these beats are doing duty elsewhere. I am told that in one section where 13 men are supposed to be sent out to cover beats, only eight men report to cover 13 beats. Another section, so I am told, where 26 men are supposed to walk the streets, only 17 report, and these men have to do double duty. I also know of patrolmen being assigned to guard two private homes, three men being assigned to each place eight hours a day. It is not the fault of the Director of the department, Superintendent of Police or Commissioner. It is the fault of the Mayor. And he certainly should immediately cease depriving the taxpayers, as well as the people who pay rent, of the police protection they are entitled to and should be given.

And the question recurring on the adoption of the resolution.

The motion prevailed.

And on motion of Mr. Winters,

Council adjourned to meet on Wednesday, July 6th, 1921, at 3:30 o'clock, p. m. (the regular meeting day falling on July 4th.)



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Wednesday, July 6th, 1921

No. 33

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, July 6, 1921.

Council met pursuant to adjournment.

Present—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Absent—Messrs.

Anderson	Winters
English.	

PRESENTATIONS.

Mr. Dailey presented

No. 3369. Resolution authorizing the issuing of a warrant in favor of the E. J. Thompson Company in the sum of \$594.60, refunding overpaid water rent on property at 214-236 Lexington avenue, Fourteenth ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 3370. Resolution authorizing the issuing of a warrant in favor of Miss Margaret McGinley for

\$500.00, in full settlement of all claims for damages which she might have against the City of Pittsburgh for injuries received due to falling on defective boardwalk on Wakefield street, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 3371. Petition for the grading, paving and curbing of McKee street, between Fahnestock street and the west curb line of Haverhill street,

Also

No. 3372. An Ordinance authorizing and directing the grading, paving and curbing of McKee street, that portion now in the City of Pittsburgh, from Fahnestock street to the westerly curb line of Haverhill street.

Also

No. 3373. Resolution approving the payment of \$240.00 as extras to the M. O'Herron Company on the contract for the grading, paving and curbing of Pocono street from Whipple street to the City Line, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Also

No. 3374. Resolution approving the payment of \$180.00 as extras to Critelli & Ricci on the contract for the grading and paving of Drake way, from Wellesley avenue to Springer way, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3375. An Ordinance requiring all persons, firms or corporations carrying on, conducting or engaging in the business of selling or buying stocks, bonds or other evi-

dences of indebtedness, commonly called "bond or stock brokerage business" within the limits of the City of Pittsburgh, to secure a license therefor; providing for the levy and collection of license tax thereon; and providing a penalty for the violation of the provisions hereof.

Which was read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 3376. Resolution authorizing and directing the City Controller to set aside \$150.00 in Appropriation No. 42, Contingent Fund, for the purpose of building a back-stop and fixing up a ball ground in Chartiers Township.

Also

No. 3377. Resolution authorizing and directing the Director of the Department of Public Works to move Mrs. Margaret Dowling's house back off Melwood street five feet on account of the widening of said Melwood street and charging the cost thereof which is not to exceed \$1,000.00 to Appropriation No. 42, Contingent Fund.

Also

No. 3378. Resolution authorizing the directing the City Controller to transfer \$1,150.00 from Code Account No. 1777, Miscellaneous Services, General Office, and \$650.00 from Code Account No. 1895, Bleachers, McKinley Park, to Code Account No. 1802, Equipment, Schenley Park Stables, all in the Bureau of Parks.

Also

No. 3379. Resolution authorizing the City Controller to transfer \$60.00 from Code Account No. 1903-E, Repairs, to Code Account No. 1902-D, Materials, Bureau of Tests.

Also

No. 3380. An Ordinance authorizing the City Controller to set aside an additional sum of Nineteen Thousand (\$19,000.00) Dollars from Bond Fund No. 217, for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System, at the Pittsburgh City Home and Hospitals, Mayview, Pa.

Also

No. 3381. An Ordinance amending item "Stenographer" of Section 51, Department of Public Works, General Office, of Ordinance No. 434, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Also

No. 3382. An Ordinance amending that portion of Section 53, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and as amended by Ordinances Nos. 137, 186 and 472, approved April 3rd and May 5th, 1920, and January 3rd, 1921, respectively, relating to the position of Chief Clerk.

Also

No. 3383. An Ordinance amending that portion of Section 64, Department of Public Works, Division of Public Utilities, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, which pertains to the position of Division Engineer.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 3384. Communication from the Wilson Realty Company offering property located in the Ninth Ward at the corner of Main street and Howley avenue near the intersection of Liberty avenue and the Bloomfield Bridge for playground purposes.

Which was read and referred to the Committee on Finance.

Also

No. 3385. Resolution authorizing the issuing of a warrant in favor of the Central Foundry Company of No. 90 West street, New York City, for the sum of \$2,004.00, in full settlement for furnishing F. O. B. cars East Liberty Freight Station, Pittsburgh, Pa., Universal pipe and fittings for relaying water line which crossed Saline (formerly Forward) Avenue Bridge, and charging same to Code Account No. 203-C, Water Bonds, Series A. 1919.

Which was read and referred to the Committee on Filtration and Water.

Also

No. 3386. Resolution approving the payment of \$349.00 as extras to A. V. Purnell on the contract for the enlargement of Lake Elizabeth, West Park, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 3387. An Ordinance establishing the grade of Amity way, from Monticello street to Forest way.

Also

No. 3388. An Ordinance establishing the grade of Fielding way, from North Murtland street to Beecher street.

Also

No. 3389. An Ordinance re-establishing the grade of Mend way, from Corday way to Millvale avenue.

Also

No. 3390. An Ordinance re-establishing the grade of South Eighteenth street, from Edwards way to a point 64.70 feet east of the intersection of the northerly curb line of South Eighteenth street and the southerly curb line of Josephine street.

Also

No. 3391. An Ordinance re-establishing the grade of Steuben street, from Carson street west to a point 362.60 feet westwardly therefrom.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3392. Resolution authorizing and directing the Mayor to execute and deliver a deed to James H. Stewart for Lot Nos. 31 and 32 in Wm. E. Stewart's Plan on Venture street, Twenty-sixth ward, for the sum of \$160.00.

Which was read and referred to the Committee on Finance.

Also

No. 3393. Resolution authorizing the issuing of a warrant in favor of Norman L. Kirkland Company in the sum of \$23.20 in full payment for miscellaneous supplies furnished the Department of Public Works, and charging same to Code Account No. 1508, Supplies, General Office, Department of Public Works.

Also

No. 3394. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk and on the roadway of Mayfield avenue, from a point about 15 feet west of Ellis way to the existing sewer on Mayfield avenue at Leland street, and on Shelton avenue and Hawkins avenue from a point about 15 feet south of Mayfield avenue to

the existing sewer on Leland street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3395. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the floor system of the California Avenue Bridge, over Woods Run, and providing for the payment of the costs thereof.

Also

No. 3396. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the regrading and repaving to the full width of Try way, from Second avenue to Greenough street, and providing for the payment of the cost thereof.

Also

No. 3397. An Ordinance widening Stayton street, in the Twenty-seventh ward of the City of Pittsburgh, from Brighton Road to a point 643.14 feet northwardly from Woodland avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3398. An Ordinance widening Plainfield street, in the Fourteenth ward of the City of Pittsburgh, at its intersection with Forbes street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 3399. An Ordinance locating the Boulevard of the Allies, viaduct and approach, in the First ward of the City of Pittsburgh, on and over Second avenue; over and across the tracks of the Pittsburgh Railways Company; over and across the tracks and the right of way of the Pennsylvania Railroad Company; and over and across private property to connect Second avenue at its intersection with Grant street, with the Boulevard of the Allies at the westerly line of Shingiss street produced; laying out and opening the same as a public highway; fixing the width and position of the roadway, sidewalk,

platform and steps leading to Ross street, and establishing the grade thereof and providing that the costs, damages and expenses caused thereby shall be paid out of the proceeds of the Boulevard of the Allies Improvement Bonds.

Also

No. 3400. Communication from G. J. Bleichner relative to the construction of the Boulevard of the Allies.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 3401. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for sinking a test pit or test pits or borings to ascertain the cause of the sinking of Griffen street, and the adjoining property at 607 and 609 Griffen street, and providing for the payment of the cost thereof.

Also

No. 3402. Resolution authorizing the issuing of a warrant in favor of John Stevens in the sum of \$—, for injuries received while assisting police officers to capture a burglar on the morning of October 8, 1920, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3403. Communication from the American Legion, Allegheny County Committee, asking for an appropriation of \$5,000.00 to help defray expenses of the annual convention of the American Legion of the State of Pennsylvania, which will be held in Pittsburgh September 22nd, 23rd and 24th, 1921.

Also

No. 3404. Communication from the Art Commission approving plans for the Centre Avenue Bridge over the Pennsylvania Railroad at the Shady-side Station; preliminary studies for Beechwood Boulevard Bridge; and disapproving designs for war memorial proposed for erection on grounds of the Homewood Branch Carnegie Library.

Also

No. 3405. Communication from the Citizens Committee on City Plan of Pittsburgh disapproving of the purchase of the E. M. Yard property on St. Paul street, Seventeenth ward, for playground purposes.

Also

No. 3406. Communication from W. & H. Walker, Inc., contractors for the collection, removal and disposal of garbage and rubbish on the North Side, asking to be reimbursed in the sum of \$27,678.36 for expenses incurred by them due to the city closing East Ohio street during the improvement of said street.

Also

No. 3407. Communication from James F. Malone, Director of the Department of Supplies, relative to the purchase of a bronze tablet to be placed on the Mahor House at Federal Hill in Bardstown, Kentucky, in memory of Stephen C. Foster.

Which were severally read and referred to the Committee on Finance.

Also

No. 3408. Communication from the Eighteenth Ward Board of Trade approving the plans of the Department of Public Works for the improvement of Brownsville avenue.

Also

No. 3409. Communication from the Mt. Washington Park Association relative to the condition of the Mt. Washington Park.

Also

No. 3410. Communication from H. Kalson on behalf of the Pittsburgh Family Laundry, submitting offer to furnish towels and to wash the bathing suits used at the public swimming pools.

Also

No. 3411. Communication from the Art Commission relative to the construction of the Boulevard of the Allies.

Also

No. 3412. Communication from Wm. Albright relative to the construction of the Boulevard of the Allies.

Also

No. 3413. Communication from the Civic Club of Allegheny County relative to the construction of the Boulevard of the Allies.

Also

No. 3414. Communication from the D. O. Cunningham Glass Company relative to the construction of the Boulevard of the Allies.

Also

No. 3415. Communication from R. M. Douglas relative to the construction of the Boulevard of the Allies.

Also

No. 3416. Communication from the Follansbee Brothers Company relative to the construction of the Boulevard of the Allies.

Also

No. 3417. Communication from the Pennsylvania Manufacturers Association (Casualty Insurance Company) relative to the construction of the Boulevard of the Allies.

Also

No. 3418. Communication from the Pittsburgh Gear & Machine Company relative to the construction of the Boulevard of the Allies.

Also

No. 3419. Resolution adopted by the Council of the Borough of St. Clair relative to the construction of the Boulevard of the Allies.

Also

No. 3420. Communication from W. J. Early & Sons, Ltd., relative to the construction of the Boulevard of the Allies.

Also

No. 3421. Communication from John Thomas, General Manager, the Edwin Bell Company, relative to the construction of the Boulevard of the Allies.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3422. Communication from Congress of Women's Clubs of Western Pennsylvania asking that the ordinance prohibiting Tag Days be enforced.

Which was read and referred to the Committee on Public Safety.

Also

No. 3423. Communication from Dr. Arthur A. Hamerschlag, President, Carnegie Institute of Technology, asking Council to endorse the plan to encourage Pittsburgh students to utilize the resources of said institution.

Which was read and, on motion of Mr. Henderson, referred to the Committee on Finance.

Also

No. 3424.

July 5th, 1921.

President and Members of Council
City of Pittsburgh.

Gentlemen—Pursuant to motion adopted in Council June 27, 1921, same being Council Bill No. 3365, I

have to submit herewith a report in regard to the retaining wall now under construction on the Bigelow Boulevard, and also advise you in regard to the location of curb now being laid in front of the wall.

The plans for this wall were approved February 19, 1920, by the Director of the Department of Public Works, and also approved February 25, 1920, by the Municipal Art Commission. It is my understanding that the design of this wall received considerable attention, both by the Municipal Art Commission and by the engineers and architect of the Bureau of Engineering. Its purpose is two fold—first to prevent rock and earth from falling on to the boulevard and so obstructing traffic and creating a traffic hazard, and second, to improve the appearance of the hillside.

I understand from Mr. Roush, the architect of this department, that it was the original intention to slope the bank in two terraces and to do considerable more sloping at the lower end than has actually been done.

On account of the character of the rock and the fact that it was badly shattered in the original construction of the boulevard, I found when I first looked into the design and construction of the wall that the excavation was running very high in quantity and therefore in cost and that the terraces as originally contemplated could not be sloped in any regular manner, and I therefore issued orders that the hillside grading be limited to a reasonable extent. In my opinion, the construction of the wall had proceeded to such an extent that it was inadvisable to change the design.

From a standpoint of economy it would of course have been cheaper to have built a slope wall somewhat similar to that at the Union Station on the lower end of the boulevard, but the architectural appearance could not have been obtained had this been done.

It is my intention to have the completion of the present wall proceed as far as possible with sloping of the hillside, particularly at the lower end, and construct a sloping concrete wall above the present wall to keep the loose shale from disintegrating. This will prevent further crumbling and not encroach on private property as much as would sloping the face without a wall.

I will frankly say that it is a great deal difference of opinion as to the design of the wall, but I think that everything considered, the results will be satisfactory. With the job com-

pleted and cleaned up, the wall will have a very attractive appearance and will greatly improve the appearance of the boulevard.

With regard to the curb, I have to advise that I have taken the location of the same up with the Planning Commission on several occasions, and agreeable to their recommendation, we are placing the new curb five (5) feet away from the face of the wall. The original plan called for placing the curb eleven (11) feet away from the face of the wall, and by pushing the same back permits of an additional six (6) feet in the width of the roadway for traffic, thus allowing for five (5) lines of traffic and permitting an extra line up the hill. At the central pilaster the curb will be six (6) feet from the face of the wall and the roadway at this point will therefore be forty-five (45) feet, the change being made gradually. Before this decision had been reached, in fact several weeks ago, seven hundred (700) feet of new curb had been constructed eleven (11) feet from the wall, this new curb starting at the upper end near the incline. While the Planning Commission has recommended the removal of this curb, I do not feel that the additional expense involved is warranted, and am therefore not planning to remove and reconstruct this length of curb.

The curb on the northerly side will remain where presently located.

Very respectfully submitted,

N. F. BROWN,
Director.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 3425. Report of Ida J. Forsyth, delegate appointed by the Bureau of Police to attend the International Association of Policewomen's Conference, held in Milwaukee, June 20-29, 1921.

Which was read.

Mr. Garland moved.

That the communication be received and filed, and a copy furnished each member of council.

Which motion prevailed.

Also

No. 3426.

DEPARTMENT OF LAW

Pittsburgh, June 30, 1921.

To the President and Members of
Council of the City of Pittsburgh.

Gentlemen—Referring to Bill No. 3302, being a resolution presented, read and adopted at your meeting held June 20, 1921, instructing the City Solicitor and the Special Assistant City Solicitor, in charge of public utility matters, to enter into negotiations with the Pennsylvania Water Company in the Homewood-Brushton District and the Ohio Valley Water Company in the Chartiers Township District for the purpose of securing the city water rates for these districts and any other parts of the city now paying higher water rates than those charged by the City of Pittsburgh, I beg leave to report:

That immediately upon receipt of your communication, Mr. Munro took the matter up with the Pennsylvania Water Company, after having examined the correspondence, and found that pursuant to instructions from your Honorable Body in May, 1917, again in December, 1918, and again in December, 1920, Mr. C. K. Robinson had the same matter up with the Pennsylvania Water Company, which Water Company refused to enter into any negotiations of this kind in question. The Chief Engineer of the Water Company informed Mr. Munro that his company knows of no change in conditions since the time that Mr. Robinson had the matter up with Mr. George S. Davidson, Vice-President and Executive Officer of the Water Company. Mr. Davidson was out of town and will not return until the latter part of July. Upon his return, Mr. Munro will take the matter up further with him.

The matter of the similar contract with the Ohio Valley Water Company had been taken up with that company at the request of a number of residents of the district in question prior to your resolution above mentioned, and negotiations are under way for such a contract.

Respectfully yours,

CHAS. B. PRICHARD,
City Solicitor.

Which was read.

Mr. Bailey moved

That the communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 3427. Report of the Committee on Finance for June 28, 1921, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also

Bill No. 3311. Communication from the Mayor and the City Controller certifying to an emergency has arisen by reason of explosion which injured the Power Plant at the Municipal Hospital and will necessitate its reconstruction.

In Finance Committee, June 28th, 1921, read and referred back to Council to be placed in the record.

Which was read, and on motion of Mr. Garland, received and filed.

Also, with an affirmative recommendation,

Bill No. 3312. An Ordinance entitled, "An Ordinance appropriating the sum of \$30,000.00 as an emergency appropriation, and authorizing the letting of a contract or contracts for the reconstruction of the Power Plant of the Municipal Hospital, pursuant to emergency certificate of the Mayor and City Controller."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3313. An Ordinance entitled, "An Ordinance providing for the letting of contracts for electric wiring work and for the heating system in chauffeurs' houses constructed on the North Side of the Monongahela Wharf between Smithfield and Short streets and on the south side of the Allegheny Wharf between the Sixth or Federal street bridge and the Ninth street bridge under the supervision and direction of the Department of Public Safety."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3327. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Lorenze Schlelein and Mary, widow of John Schlelein, situate in the Twenty-fourth ward."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3035. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Di-

rector of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing an auto truck for the use of the Division of Bridges, Bureau of Engineering, Department of Public Works, and providing for the payment of the costs thereof."

In Finance Committee, June 28th, 1921, read and amended in Section 2 by adding the words "1522, Equipment, Bureau of Engineering," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3355. An Ordinance entitled, "An Ordinance amending item 'Six Police Magistrates,' Section 6, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
	Herron President

Noes Mr. Henderson.

Ayes 5.

Noes 1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3277. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 33 in Clifford B. Harmon's Plan on Beltzhofer avenue, Eighteenth ward, to Wm. J. Tygard, for the sum of \$1,000.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3309. Resolution authorizing and directing the City Controller to set aside from the Contingent Fund, Appropriation No. 42, the sum of \$2,000.00, for the use of the Captain of Detectives to enable him to use all available means to capture the bandits now at large, who murdered James H. Neel, said amount to be charged as Traveling Expenses. Bureau of Police.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dixley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3315. Resolution authorizing and directing the City Controller to transfer the sum of \$5,400.00 from Code Account No. 1755-C, Supplies, Bureau of Water, to Code Account No. 1522-F, Equipment, General Office, Bureau of Engineering.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dixley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3316. Resolution authorizing the City Controller to transfer \$159.50 from Code Account 1910-E,

Repairs, Bureau of Recreation, to Code Account 1673-E, Repairs, City-County Building, Bureau of City Property, for making changes in the office of the Bureau of Recreation.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dixley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3317. Resolution authorizing and directing the City Solicitor to file no lien against the property of Louis and Marie Anderson on Bricelyn street for the change of grade and grading, paving and curbing of said Bricelyn street, and to cancel the assessment of \$250.00 against said Louis and Marie Anderson by reason of said improvement.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dixley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3230. Resolution authorizing and directing the City Solicitor to cancel the assessment appearing on his books, to wit: \$200.00 and interest thereon, against Caroline C. Mutzig, for the grading, paving and curbing of Froman street.

In Finance Committee, June 28th, 1921, read and amended by striking out

the words beginning with "cancel the the words beginning with "cancel the assessment," and ending with the words "Froman street," and by inserting in lieu thereof the words "satisfy the assessment upon Caroline C. Mutzig paying the sum of \$75.00 for the grading paving and curbing of Froman street," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—0.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 3428. Report of the Committee on Public Works for June 28th, 1921, transmitting sundry ordinances to council.

Which was read, received and filed.

Also

No. 3429.

DEPARTMENT OF CITY CONTROLLER

City of Pittsburgh, Pa., July 1, 1921.
To the Council.

Gentlemen—This is to certify that the United States Fidelity and Guaranty Company of Baltimore, Md., has filed in this office their written consent to the change in contract of the M. O'Herron Company for the improvement of Carson street east, and the authorization of partial payments to the M. O'Herron Company.

Respectfully,

CHAS. F. WEIBLE,
Deputy Controller.

Which was read, and on motion of Mr. Robertson, received and filed, and ordered printed in full in the record.

Also, with an affirmative recommendation,

Bill No. 2408. An Ordinance entitled, "An Ordinance authorizing and directing partial payments to be made to M. O'Herron Company for the grading, regrading, paving, repaving and otherwise improving to the re-established lines and re-established grades of Carson street east, from Smithfield street to South Seventh street, and the re-grading, repaving and otherwise improving of the streets affected thereby, to wit: South First street, from Carson street east to McKean street; South Second street, from Carson street east to McKean street, and South Fifth street, from Carson street east to Cabot way."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—0.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3328. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the Island Avenue Bridge over the Pittsburgh, Ft. Wayne and Chicago Railroad, and authorizing the setting aside of \$75,000.00 from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Darley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3329. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing two automobiles and one auto truck for the use of the Bureau of Engineering, Department of Public Works, and providing for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Darley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3330. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk and roadway of Superior avenue, from a point about 45 feet west of Stayton street to the existing sewer on Superior avenue west of Stayton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Darley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3346. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Work to advertise for proposals, and to award a contract or contracts for the construction of a trunk sewer, branch trunk sewer and lateral sewers on certain streets and ways in the Brushton district of the Nine Mile Run Sewer System, including private properties; describing the same, and authorizing the setting aside of the sum of two hundred and twenty-one thousand (\$221,000.00) dollars from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Darley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3091. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Beechwood Boulevard, from Penn avenue to Fifth avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Oliver presented

No. 3430. Report of the Committee on Public Service and Surveys for June 28, 1921, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3321. An Ordinance entitled, "An Ordinance re-establishing the grade of California avenue, from a point 131.11 feet southwardly from the intersection of the southerly curb line of Island Avenue and the eastern curb line of California avenue to a point 84 feet northwardly from the intersection of the northerly curb line of Island avenue and the easterly curb line of California avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Darley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3322. An Ordinance entitled, "An Ordinance re-establishing the grade of Island avenue, from California avenue to a point 40 feet eastwardly therefrom."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Darley	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3323. An Ordinance entitled, "An Ordinance re-establishing the grade of Hobart street, from a point 211.03 feet east of Wightman street to a point 914.13 feet east of said Wightman street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Dalley presented

No. 3431. Report of the Committee on Public Safety for June 28, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also

Bill No. 2621. An Ordinance entitled, "An Ordinance regulating the design, erection and the use of building materials, systems, units and forms of construction; authorizing the Superintendent of the Bureau of Building inspection to issue approvals and disapprovals of building materials, systems, units and forms of construction; extending the right to any manufacturer, agent or legal representative to conduct tests to prove the strength and suitability of building material, system, unit or form of construction for the purposes for which it is intended to be used; providing regulations for the conduct of tests and test standards for the strength and stability of building materials, systems, units and forms of construction; all with a view to preventing danger to and loss of life or damage to property from unsafe or improper construction or design of buildings; and providing penalties for violations of the provisions hereof."

In Public Safety Committee, June 28, 1921, read and amended by striking out and inserting in Section 6, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Dalley moved

That the amendment of the Public Safety Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS

Mr. Robertson presented

No. 3432. WHEREAS. There are basket picnics being held in the various public parks throughout the city each day during the summer months, and owing to the fact that there are no regular receptacles provided for throwing waste paper, garbage, etc., the parks are left in an unsightly condition, requiring much labor to clean up; and

WHEREAS. In other cities receptacles are provided for this waste with notices on same requesting the people to throw all refuse in such receptacles; therefore, be it

RESOLVED. That the Director of the Department of Public Works be and he is hereby requested to arrange to have receptacles placed throughout the various public parks in this city with signs on same requesting the public to throw waste paper, garbage and refuse in said receptacles.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 3433. WHEREAS, Widespread objection has arisen from a great number of sources and from various sections of the city from industries, business houses, merchants, bankers, real estate houses, transportation companies, warehouses, property owners and hundreds of individual taxpayers and citizens, to the ramp and viaduct features of the downtown terminus plan for the proposed Boulevard of the Allies as designed by the Department of Public Works, which proposes to occupy an area of Second avenue between Grant and Ross streets with a solid concrete structure 330x46 feet and 15 feet high at its eastern end, and to run a viaduct or bridge from said eastern end over Second avenue eastwardly for a distance of several hundred feet; and WHEREAS, It is the desire of council to have work on this much-needed improvement begin as soon as possible; be it

RESOLVED, That the Department of Public Works be instructed to submit to the Committee on Public Works at the earliest possible moment plans and estimates for said proposed Boulevard of the Allies which shall omit said ramp or approach in Second avenue between Grant and Ross streets.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

(Mr. Henderson voting No.)

Mr. Dailey presented

No. 3434. Whereas, Thos. F. Enright, of Pittsburgh, was one of the first three Americans killed in France during the World War; and

Whereas, It has been brought to our attention, through the newspapers, that his body will be in Pittsburgh next week; and

Whereas, The Veterans of Foreign Wars and the American Legion plan to honor their fallen comrade at a public and military funeral; therefore be it

Resolved, That Council and His Honor, the Mayor, participate in the funeral and arrange to furnish the music.

Which was read.

Mr. Dalley moved

The adoption of the resolution.

Which motion prevailed.

Mr. Oliver presented

No. 3435. Whereas, unemployment is increasing in Pittsburgh to such an extent that it would seem advisable that a conference be held by the city authorities and others interested, with a view to alleviating present conditions and making preparations to meet possible future emergencies; therefore be it

Resolved, That the Mayor be requested to invite the Pittsburgh Chamber of Commerce, Pittsburgh Social Agencies, and Pittsburgh Labor Organizations to appoint three representatives each, to confer with the Mayor, the members of Council, the Director of the Department of Public Works and the City Solicitor, at as early a date as possible.

Which was read.

Mr. Oliver moved

The adoption of the resolution.

Which motion prevailed.

Mr. Robertson moved

That the minutes of the proceedings of Council at meetings held on June 13th, 15th, 20th and 27th, 1921, be approved.

Which motion prevailed.

And on motion of Mr. Garland,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, July 11th, 1921

No. 34

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, July 11, 1921.

Council met.

Present—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Absent—Messrs

Anderson	Robertson
English	

PRESENTATIONS

Mr. Dailey presented

No. 3436. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, \$2,125.00 for the following purposes:—\$1,000.00 for the purchase and installation of twenty (20) street showers, and \$1,125.00 for the purchase and installation of fifteen (15) drinking fountains to be erected in the downtown district and in the playgrounds.

Which was read and referred to the Committee on Finance.

Also

No. 3437. Resolution authorizing the issuing of a duplicate warrant in favor of the United States Rubber Company in the sum of \$51.64, in place

of warrant No. 21628, which has been lost, and charging same to Appropriation No. 1635, Bureau of Highways and Sewers.

Also

No. 3438. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$14,678.69 for extra work done on the contract for grading, regrading, paving, repaving and otherwise improving Bigelow Boulevard at Morgan and Marcella streets, and charging same to Contract No. 948, on file in the City Controller's Office.

Which were read and referred to the Committee on Public Works.

Also

No. 3439. Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following:

Animal Rescue League of Pittsburgh for the sum of \$1,090.83 covering work done during the month of June, 1921, and charge the same to Code Account No. 1460, Bureau of Police.

Charles Johnston, District Commissioner of the Bureau of Police, for the sum of \$19.30 covering monies expended for securing evidence against illegal liquor selling, and charge the same to Code Account No. 42, Contingent Fund.

William J. Kane, District Commissioner of the Bureau of Police, for the sum of \$43.00 covering monies expended for securing evidence against illegal liquor selling and disorderly houses, and charge the same to Code Account No. 42, Contingent Fund.

Also

No. 3440. Resolution authorizing the issuing of a warrant in favor of the McFarlan-Pittsburgh Motor Company for the sum of \$1,173.56 covering repairs to McFarlan Automobile, and charging same to Code Account No. 1456, Bureau of Police.

Which were read and referred to the Committee on Public Safety.

Also

No. 3441. Resolution releasing and discharging Bessie Vojda from the payment of all maintenance charges for the period she was confined at the City Home and Hospitals, Mayview, Pa., from April 10th, 1909 to January 5, 1921, and authorizing the Mayor and the Director of Charities to execute and deliver to Bessie Vojda the proper release for said maintenance charges.

Which was read and referred to the Committee on Charities and Correction.

Mr. Garland presented.

No. 3442. Communication from Stanley R. L. Neely asking that certain public improvements be made in the Mt. Washington District.

Also

No. 3443. An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Seventy-five thousand (\$75,000.00) Dollars for the payment of engineering, mechanical and other services in the Bureau of Water, Department of Public Works.

Also

No. 3444. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to make a lease with the Lithuanian Association, Mr. John Pucunags, President, for certain property on Orr Street, and the Lithuanian Hall situated thereon, Fourth Ward, and fixing the rental thereof.

Also

No. 3445. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 82, Soho Public Baths, Maintenance Fund.

Also

No. 3446. Resolution authorizing and directing the Mayor to execute and deliver a deed to Frank J. Crahen for triangular lot at the corner of Forbes and Ophelia streets, Fourth Ward for the sum of \$720.00.

Also

No. 3447. Resolution authorizing the issuing of a warrant in favor of the Central Christian Church, in the sum of \$291.06, being a refund of one-half of the year's taxes against property on Dithridge street, Fourth Ward, formerly owned by Alonzo H. Brockett, the taxes for the year 1921 being paid by said Mr. Brockett, and charging same to Appropriation No. 41, Refund of Taxes.

Also

No. 3448. Resolution authorizing and directing the City Solicitor to exonerate the property of John A. Murtland, Ella M. Steele, Mary M. Scully, H. Elizabeth Woodwell and Bertha M. Woodwell from the assessment for the construction of a sewer on Jonathan street, and authorizing the City Solicitor to satisfy and discontinue the lien filed at M. L. D. No. 2, April Term, 1919, and to charge the costs thereof to the City of Pittsburgh.

Also

No. 3449. Resolution authorizing the issuing of a warrant in favor of F. H. Ireland for \$100.00 in full settlement of all claims for damages arising out of injury received by reason of defective board on the south end of the Smithfield Street Bridge, and loss of time, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3450. Resolution authorizing the issuing of a warrant in favor of Eunice M. Harkins in the sum of \$375.81, being one-half of the salary of her brother, John J. Harkins, a patrolman in the Bureau of Police, as a dependent during the time he was in the Military Service of the United States, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3451. Resolution authorizing the issuing of a warrant in favor of Guy M. Dailey, city detective, in the sum of \$220.47 for expenses incurred in connection with the extradition of one Harry A. Byers, who was charged with unlawfully and fraudulently converting and appropriating unto his own use a Chalmers Cabriolet No. 65221, valued at \$1,200.00, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented.

No. 3452. An Ordinance widening the south approach to the Island Avenue Bridge in the Twenty-first Ward of the City of Pittsburgh, from Blevins Street to Island Avenue Bridge; fixing the width and position of the sidewalk and roadway, establishing and re-establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which was read and referred to the Committee on Public Works.

Also

No. 3453. Petition for the vacation of Federal street, in the Twenty-fifth and Twenty-sixth Wards, as laid out by the Commonwealth of Pennsylvania in 1787, from Lafayette avenue to a point 240 feet north of Mercy street.

Also

No. 3454. An Ordinance vacating a portion of Federal street, between Lafayette avenue and a point 240 feet north of the northerly line of Mercy street, in the Twenty-fifth and Twenty-sixth wards of the City of Pittsburgh.

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 3455. Resolution authorizing the issuing of a warrant in favor of Louis Ruhe in the sum of \$940.00, or so much of the same as may be necessary for animals purchased for Bureau of Parks, and charging same to Code Account No. 1848.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 3456. Petition for the vacation of Hemp way, in the Twenty-second Ward, from Whig Way to its westerly terminus, as laid out in Alexander Semples' Plan of Lots.

Also

No. 3457. An Ordinance vacating Hemp way, in the Twenty-second Ward of the City of Pittsburgh, from Whig way to its westerly terminus, as laid out in Alexander Semples' Plan of Lots and recorded in the Recorder's Office of Allegheny County in Deed Book, Volume 54, page 197.

Also

No. 3458. An Ordinance granting unto the Kingan Provision Co., its successors and assigns, the right to construct, maintain and use a steel reinforced concrete covered vault under Mulberry way located one hundred and twenty-three (123) feet from the southeast property line of Eleventh Street, along said property on the southern side of said way for a distance of forty-eight (48) feet; thence extending from the building line ten (10) feet under said Mulberry way, for the purpose of unloading coal for boilers in said building, Second Ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 3459. Petition of residents and property owners of the Seventeenth Ward asking for the re-opening of the E. M. Yard property on St. Paul street for playground purposes.

Which was read and referred to the Committee on Finance.

Also

No. 3460. An Ordinance fixing the width and position of the sidewalks and roadway of Carson Street West, from the south approach to the Smithfield Street Bridge to the south approach to the Point Bridge.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3461. Resolution authorizing the issuing of a warrant in favor of The National Valve & Manufacturing Company in the sum of \$176.00 for furnishing and installing one extra heavy flanged tee and one extra heavy flanged gate valve at the Brilliant Pumping Station, and charging same to Appropriation No. 171.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3462. Resolution authorizing the issuing of a warrant in favor of Ernest Geisler, a hoseman in the Bureau of Fire, for the use of his Niece, for the sum of \$823.06, being one-half of his salary during the time he was in the United States Army for the period from August 27, 1917 to March 4, 1919, (during which time his niece was dependent upon him), and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 3463. Communication from the Department of Law relative to withdrawing suits against the Equitable Gas Company and the Manufacturers Light and Heat Company on account of gas rates.

Also

No. 3464. Communication from the Board of Commissioners of Allegheny County relative to the Congress of the United States passing legislation turning over to the City of Pittsburgh the Arsenal property.

Also

No. 3465. Communication from the Board of Directors of the Soho Bath House asking for an additional appropriation for the remainder of the year.

Which were severally read and referred to the Committee on Finance.

Also

No. 3466. Communication from Dr. S. Blumberg relative to the construction of the Boulevard of the Allies.

Which was read and referred to the Committee on Public Works.

Also

No. 3467. Communication from N. F. Brown, Director, Department of Public Works, relative to the construction of a foot bridge over the tracks of the Conemaugh Division of the Pennsylvania Railroad, extending from McFadden street to East Ohio street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3468.

City of Pittsburgh, Penna.,

July 6th, 1921.

President and Members of the

City Council.

Gentlemen:

I return herewith, without my approval, Bill No. 2768, a resolution exonerating the payment of taxes on property situated on Island avenue, Twenty-first Ward, formerly in the name of Mrs. Annie M. Miller, transferred November 29th, 1916, to Mrs. M. N. Rogers.

Mrs. Rogers is an employee of the City Controller's Office. My attention was called to this resolution by several letters sent to the Mayor's office entering a protest. I referred the matter to the Department of Assessors for a report and herewith enclose same.

Really cannot find any justification for the exoneration. The Assessors valued the property at \$9,540.00, and state that it has an income of \$260.00 per month, or 32 per cent on the assessed valuation. Surely the property should pay its share of city taxes.

Further believe it is a bad precedent for city employees to make demands of this kind and have them granted by Council or any other city officials.

Very respectfully yours,

E. V. BABCOCK,

Mayor

DEPARTMENT OF ASSESSORS

City of Pittsburgh, Penna.,

July 2nd, 1921.

Hon. E. V. Babcock, Mayor.

Pittsburgh, Penna.,

Dear Sir:

Concerning Bill No. 2768, a resolution of Council authorizing and directing the collector of Delinquent Taxes to accept from the owner of an apartment building situated on Island avenue, Twenty-first Ward, City, the sum of \$500.00 in full payment and satisfaction of the City Taxes and Water Rents for the year 1912, and the years 1914 to 1919, inclusive, would say that we have made an examination of this property, and

find property in fair condition, and we place a valuation thereon for the lot \$540.00 and the building \$9,000, or a total of \$9,540.00, for house and lot.

The building contains ten small apartments, eight of them rent for \$25.00 each, and two of them for \$30.00 each, or a total of \$260.00 per month.

Deed from Anna M. Miller, widow, to M. N. Rodgers, November 29th, 1916, in consideration of \$1.00.

Furthermore the Council has no authority to exonerate any property from taxation, as that power is confined to the Board of Assessors.

Yours respectfully,

Board of Assessors.

By THOS. J. HAWKINS,

Chief Assessors

By CHAS. A. MARTIN,

Secretary

Which was read.

Bill No. 2768. Resolution authorizing and directing the Collector of Delinquent Taxes to accept from Mrs. Anna M. Miller, the owner of property on Island avenue, Twenty-first Ward, the sum of \$500.00 in full payment and satisfaction of the city taxes and water rents assessed against said property for the year 1912 and the years 1914 to 1919, inclusive, and to enter satisfaction of record on the Delinquent Tax Liens filed thereon, at D. T. D. Nos. 1384 July Term, 1914, 2887 April Term, 1917, 132 January Term, 1919, 2878 January Term, 1920 and 2618 January Term, 1921.

In Council, July 27th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Garland moved

That the communication and resolution be laid over for one week, and that a copy of the communication be furnished each member of Council.

Which motion prevailed.

Also

No. 3469.

City of Pittsburgh, Penna.,

July 11th, 1921.

President and Members of Council

of the City of Pittsburgh

Gentlemen:

Bill No. 3355, "An Ordinance amending item 'Six Police Magistrates' Section 6, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920," is herewith returned without my approval.

The Police Magistrate activity of the City, as authorized by Council, consists of eight (8) Police Magistrates, two being assigned to Morals Court and the balance distributed as follows:

One at No. 1 Police Station, Sixth avenue.

One at No. 12 Police Station, North Side, where cases from No. 13 Station, Woods Run, are also heard.

One at No. 3 Police Station, Penn avenue, where cases from No. 5 Station, 43rd Street, are also heard.

One at No. 6 Police Station, East Liberty, where cases from No. 11 Station, Squirrel Hill, are also heard.

One at No. 7 Station, South Side, where cases from No. 8 Station, West End, and No. 9 Station, Mt. Washington, are also heard.

One at No. 2 Police Station, Center Avenue, and at No. 4 Station, Oakland, where cases from No. 10 Station, Hazelwood, are also heard.

There is now a vacancy for a Police Magistrate on account of the retirement of Magistrate Walter J. Lloyd. This compels some of the other Magistrates to hold court in more than one place, which delays the time for hearings from one to, in some cases, as much as three hours, detaining the prisoners, the night patrolman, who have to appear in Court with their cases, and also a great number of witnesses an unreasonable time, to their great inconvenience and discomfort.

I submit that it is unfair to hold our night patrolman (who get off duty at 6 A. M.) one minute longer than is necessary to clean up their hearings. It is not only inconvenient but uneconomical, because many arrests for minor infractions are not made, as the night patrolman do not want to wait around the Police Stations three or four hours on their own time to appear at the cases. It is reported to the Mayor's Office that this is quite a serious point. Several of the Commissioners have recently complained and claim they are unable to overcome it. A great number of patrolman have also complained of the unnecessary delay.

In addition to this, it is reported to me that on account of the great number of unemployed in our City at the present time and the special activity of the Police Department that the number of arrests is constantly increasing.

The total number of arrests for June 1921, alone were over 4,000.

Total number of arrests for the first six months of 1921 (less those made for parking infractions discharged and not recorded) 23,152.

Total revenue for first six months of 1921, \$75,629.75.

Total expense for Magistrates and their clerks for first six months of 1921, \$8,109.47.

I attach hereto report from Clyde S. Edeburn, Acting Superintendent of Police, showing the number of arrests for June, 1921, and estimating the year's arrests at 50,000. If the arrests for parking violations which were discharged by the Police Magistrates, and not been recorded (as is now being done), the number of arrests during this year would greatly exceed those of any other year in the history of the City. I must repeat that the records for June (4,110 cases) show a constantly increasing number of arrests by the Department.

I see no reason for a reduction in the number of Police Magistrates, and, on the contrary, many reasons why the full quota should be maintained. Under no circumstances could I approve this ordinance, having the best interests of all concerned in mind.

Very respectfully yours,

E. V. BABCOCK.

DEPARTMENT OF PUBLIC SAFETY

Bureau of Police

Pittsburgh, Pa., July 11, 1921.

Dear Mayor:

At your request, I beg to advise that the number of arrests during the month of June, 1921, was 4,110. Conditions arising out of unemployment and the increased activity of the Bureau of Police indicate that the total number of arrests for the year will aggregate 50,000, as our records show that the number of cases handled is on the increase.

Yours very respectfully,

CLYDE S. EDEBURN,

Acting Superintendent.

To Hon. E. V. BABCOCK, Mayor,

City of Pittsburgh.

Which was read.

Also.

Bill No. 3367.

entitled, "An Ordinance regarding Item

Six Police Magistrates, Section 6, of

an ordinance entitled, "An Ordinance

fixing the number of officers and employees of all departments of the City

of Pittsburgh, and the rate of compensation thereof," which became a law

January 2nd, 1920.

In Council, July 6th, 1921, Rule suspended, bill read three times and passed.

Which was read.

Mr. Dailey moved

That the communication and bill be laid over for one week, and that a copy of the communication be furnished each member of Council.

Which motion prevailed.

Mr. Winters moved

That a hearing be held Tuesday, July 12th, 1921, at 3 o'clock, p. m., and the Mayor, the Director of the Department of Public Safety, the Superintendent of the Bureau of Police, the Captain of Detectives, representatives of the patrolmen and any other citizens who care to attend, be invited to be present to submit evidence and facts to substantiate the reasons outlined by the Mayor in his veto message for the retention of the present number of Police Magistrates.

Upon which motion, Mr. Winters demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs

Dailey

Henderson

Noes—Messrs

Garland

Oliver

Winters

Herron (President)

Ayes—4.

Noes—2.

And a majority of the votes being in the affirmative, the motion prevailed.

Mr. Garland presented

No. 3470. Communication from the City Planning Commission disapproving of the granting of a building permit to H. DuPuy for the erection of an addition to the Empire Building.

Which was read.

Mr. Garland arose and said:

Mr. President, at the conference held the other day with the City Planning Commission the issuance of a building permit to Herbert DuPuy for a 30-story building was discussed. It was brought out at this conference that the applicant for this permit could mandamus the City and compel the Bureau of Building Inspection to issue the permit. I understand the Building Inspector is willing to grant the permit and I understand the City Solicitor will say that the permit should be issued.

Mr. Charles B. Prichard, City Solicitor, who was present, said:

Mr. President and Gentlemen of Council: If the matter comes to us, I will tell the Building Inspector to issue the permit.

Mr. Garland said:

You are willing to issue the permit?

Mr. Prichard said:

Yes, sir.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 3471. Report of the Committee on Finance for July 17th, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3333. An Ordinance entitled, "An Ordinance amending Section 53, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and as amended by Ordinances Nos. 137, 186 and 472, approved April 3rd, and May 5th, 1920, and January 3rd, 1921, respectively, by creating a new position of Chauffeur Mechanic in the Bureau of Engineering."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey

Garland

Henderson

Ayes—6.

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3380. An Ordinance entitled, "An Ordinance authorizing the City Controller to set aside an addi-

tional sum of Nineteen thousand (\$19,000.00) dollars from Bond Fund No. 217, for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System at the Pittsburgh City Home and Hospitals, Mayview, Pa."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3401. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for sinking a test pit or test pits or borings to ascertain the cause of the sinking of Griffen streets, and the adjoining property at 607 and 609 Griffen street, and providing for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2917. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 55 in Robert Henderson Heirs Plan, on Warren street, to E. L. Kirby for the sum of \$150.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 3205. Resolution authorizing the Mayor to execute and deliver a deed for lot No. 6 located on West Liberty avenue, Nineteenth Ward, to Paul Guglielmi and Paul Del Grandi for the sum of \$550.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3377. Resolution authorizing and directing the Director of the Department of Public Works to have the house of Mrs. Margaret Dowling moved back 5 feet off line of Melwood street, at a cost not to exceed \$1,000.00, chargeable to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Garland Oliver
Garland Winters
Henderson Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1840. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to the Columbian Council School, or Irene Kaufmann Settlement House, on account of charge for water on property at 1835 Center avenue, in the sum of \$1,945.53, being 75 per cent of the total amount of water used by said Institution from January 1st, 1915, to October 7th, 1918.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Garland Oliver
Garland Winters
Henderson Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3376. Resolution authorizing and directing the City Controller to set aside \$150.00 in Appropriation No. 42, Contingent Fund, for the purpose of building a back-stop and fixing up a ball ground in Chartiers Township.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Garland Oliver
Garland Winters
Henderson Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2879. Resolution authorizing, empowering and directing the City Controller to transfer \$5,000.00 from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1430, Item C, Supplies, General Office, Department of Public Safety; \$500.00 from Code Account No. 1444, to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety; \$100.00 from Code Account No. 1444 to Code Account No. 1437, Item C, Supplies, Division of Weights and Measures, General Office, Department of Public Safety; \$5,000.00 from Code Account No. 14444 to Code Account No. 1449, Item C, Supplies, Bureau of Police; and \$2,000.00 from Code Account No. 1444, to Code Account No. 1450, Item D. Materials, Bureau of Police.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3378. Resolution authorizing and directing the City Controller to transfer the sum of \$1,150.00 from Code Account No. 1777, Miscellaneous Services, General Office, D. P. W., and \$650.00 from No. 1895, Bleachers, McKinley Park, to No. 1802, Equipment, Schenley Park Stables.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3379. Resolution authorizing the City Controller to transfer the sum of \$60.00 from Code Account No. 1903-E, Repairs, to Code Account No. 1902-D, Materials.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3231. Resolution authorizing and directing the City Solicitor to cancel the assessment appearing on his books, to-wit: \$150.00 and interest thereon, against property of Mollie E. Weiland for the construction of a sewer on Kennedy avenue.

In Finance Committee July 7th, 1921, Read and amended by inserting after the words "City Solicitor" the words "upon the payment of \$75.00 by Mollie E. Weiland," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3255. Resolution authorizing the issuing of a warrant in favor of W. P. Schmidt in the sum of \$122.53, in payment of damages sustained by running into a hole with his automobile on the north side of Penn avenue east of Linden avenue, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 3369. Resolution authorizing the issuing of a warrant in favor of E. J. Thompson Co. for \$594.60, account of refunding overpaid water rent on property at 214-236 Lexington Avenue, Fourteenth Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 303. Resolution authorizing the issuing of a warrant in favor of Walter Cready in the sum of \$1,000.00, in full settlement of all claims for damages on account of injuries received by being struck by lid of man-hole caused by explosion in Wrights alley, and charging the same to Code Account No. 42, Contingent Fund.

In Finance Committee, July 7th, 1921, Read and amended by striking out "\$1,000.00" and by inserting in lieu thereof "\$500.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3274. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John W. Bulger for a portion of the Duquesne Wharf, First Ward, Pittsburgh, Pa., and fixing the terms and rentals thereof."

Which was read.

Mr. Dailey moved

That the bill be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Oliver (for Mr. Robertson) presented

No. 3472. Report of the Committee on Public Works for July 7th, 1921, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3372. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of McKee street (that portion now in the City of Pittsburgh), from Fahnstock street to the westerly curb line of Haverhill street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3394. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalks and on the roadway of Mayfield avenue, from a point about 15 feet west of Ellis way to the existing sewer on Mayfield avenue at Leland street, and on Shelton avenue and Hawkins avenue, from a point about 15 feet south of Mayfield avenue to the existing sewer on Leland street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3213. An Ordinance entitled, "An Ordinance authorizing the installation of Automatic Parcel Checking Lockers in the various Market Houses, Comfort Stations and in the front and rear stairway areas of the City-County Building, by the American Locker Company."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3395. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract of contracts for making certain repairs to the floor system of the California Avenue Bridge over Woods Run, and providing for the payment of the costs thereof."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley
Garland
Henderson

Oliver
Winters
Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3374. Resolution approving the payment of extras, amounting to \$180.00, in the contract with Critelli & Ricci for the grading and paving of Drake way, from Wellesley avenue to Springer way.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dalley
Garland
Henderson

Oliver
Winters
Herron (President)

Ayes—6.

Noes—None

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 3393. Resolution authorizing the issuing of a warrant in favor of Norman L. Kirkland Company for \$23.20, in payment for miscellaneous supplies for the general office, Department of Public Works, and charging the same to Code Account No. 1508.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley
Garland
Henderson

Oliver
Winters
Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3373. Resolution approving payment of extras, amounting to \$240.00, in contract with the M. O'Herron Company for the grading, paving and curbing of Pocono street, from Whipple street to the City Line.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley
Garland
Henderson

Oliver
Winters
Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3284. Resolution authorizing the issuing of a warrant in favor of Edith Boyd in the sum of \$141.00, being the amount of salary she would have received from May 10th, 1921, to June 10th, 1921, as stenographer-clerk in the General Office of the Bureau of Highways and Sewers had she not being absent on account of sickness, and charging the same to Appropriation No. 1602, Salaries, General Office, Bureau of Highways and Sewers.

In Public Works Committee, July 1th, 1921, Read and amended by striking out "\$141.00" and by inserting in lieu thereof "\$376.00" and by striking out the words "June 10th," and by inserting in lieu thereof the words "July 31st," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Oliver moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3473. Report of the Committee on Public Service and Surveys for July 7th, 1921, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3387. An Ordinance entitled, "An Ordinance establishing the grade of Amity way, from Monticello street to Forest way."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3388. An Ordinance entitled, "An Ordinance establishing the grade of Fielding way, from North Murland street to Beecher street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3389. An Ordinance entitled, "An Ordinance re-establishing the grade of Mend way, from Corday way to Millvale avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3390. An Ordinance entitled, "An Ordinance re-establishing the grade of South Eighteenth Street, from Edwards way to a point 64.70 feet east of the intersection of the northerly curb line of South Eighteenth Street and the southerly curb line of Josephine street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3391. An Ordinance entitled, "An Ordinance re-establishing the grade of Steuben street, from Carson Street West to a point 362.60 feet westwardly therefrom."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 3474. Report of the Committee on Filtration and Water for July 7th, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3385. Resolution authorizing the issuing of a warrant in favor of The Central Foundry Company, of No. 90 West street, New York City, in the sum of \$2,004.00, in full settlement for furnishing f.o.b. cars East Liberty Freight Station, Pittsburgh, Pa.

Universal pipe and fittings for relaying water line which crossed Saline (formerly Forward) Avenue Bridge, and charging same to Account 203-C, Water Bonds, Series A, 1919.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. Henderson presented

No. 3475. Report of the Committee on Parks and Libraries for July 7th, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3386. Resolution approving the payment of extras, amounting to \$349.00, in the contract with A. V. Purnell for the enlargement of Lake Elizabeth, West Park, North Side.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. Dalley presented

No. 3476. Report of the Committee on Public Safety for July 7th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3375. An Ordinance entitled, "An Ordinance requiring all persons, firms or corporations carrying on, conducting or engaging in the business of selling or buying stocks, bonds or other evidences of indebtedness, commonly called bond or stock brokerage business, within the limits of the City of Pittsburgh, to secure a license therefor; providing for the levy and collection of a license tax thereon, and providing a penalty for the violation of the provisions hereof."

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

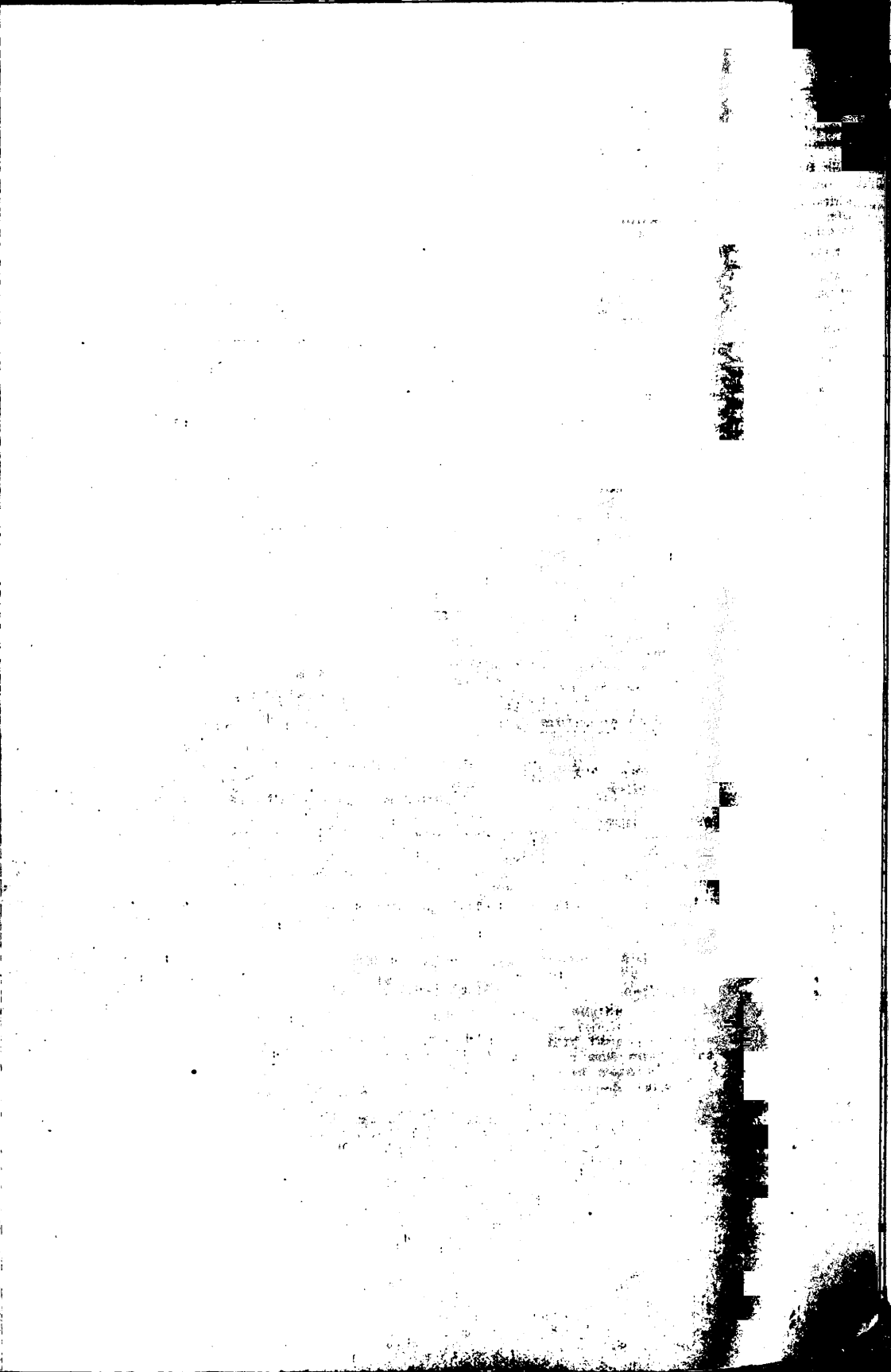
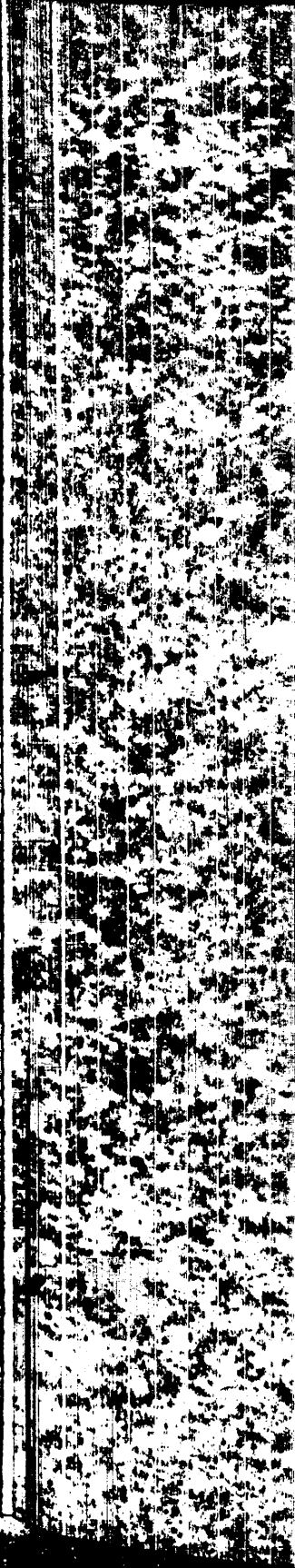
Dalley	Oliver
Garland	Winters
Henderson	Herron (President)

Ayes—6.

Noes—None

And a majority of the votes of council being in the affirmative, the bill passed finally.

And on motion of Mr. Dalley
Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, July 18th, 1921

No. 35

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, July 18, 1921.

Council met.

Present—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Absent—Mr. Robertson

PRESENTATIONS

Mr. Anderson presented

No. 3477. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$1,817.06 for extra work done on the contract for repaving Liberty avenue from Forfar street to Main street, and charging same to Contract No. 944 on file in the City Controller's Office.

Also

No. 3478. Resolution approving the payment of \$5,815.50 to M. O'Herron Company for extra work on the contract for the grading, paving and curbing of Whipple street from Goodman

street to the City Line, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which were read and referred to the Committee on Public Works.

Mr. Dailey presented

No. 3479. Petition of property owners on the west side of Stratton Lane, Seventh Ward, asking to be exonerated from payment of sewer assessment.

Also

No. 3480

Whereas, Certain policies for insurance on the Exposition Buildings have expired and were renewed; therefore, be it

Resolved, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign warrants in favor of General Underwriters Inc., for the following:

3-20-21—Pol. No. 52302—Liberty Fire Insurance Co., \$5,000.00—

Building and Contents on Mechanical Hall, Duquesne Way...\$ 90.00

3-20-21—Pol. No. 165081—Republic Fire Insurance Co., \$12,500.00—Building and Contents on Mechanical Hall, Duquesne Way 225.00

5-20-21—Pol. No. 165086—Republic Fire Insurance Co., \$2,500.00—Building and fixtures—Mechanical Hall, Duquesne Way. 45.00

5-5-21—Pol. No. 165085—Republic Fire Insurance Co., \$2,000.00 Building and Contents known as Restaurant Building, Duquesne Way 53.00

\$413.00

Same to be paid from Code Account No. 1727, Miscellaneous Services, Expo. Building.

Also

No. 3481. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1461, Item A, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.

Also

No. 3482. Resolution appropriating \$5,000.00 to help defray the expense of the convention of the American Legion of Pittsburgh and Allegheny County which will be held in Pittsburgh on September 22nd, 23rd and 24th, 1921, and authorizing the issuing of a warrant or warrants in payment of said expense upon the production and proper audit of vouchers, and charging same to Appropriation No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 3483. Resolution authorizing and directing the Director of the Department of Public Safety to extend to Robert L. VanDyke, an employee of the Division of Accounts and Permits, Department of Public Safety, an additional leave of absence for three months from July 30th, 1921, with pay, and authorizing the issuing of warrants in favor of said Robert L. VanDyke in payment thereof, and charging same to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 3484. Communication from Horace F. Baker asking that the Woods Run Settlement House be exonerated from payment of water rents for the years 1917, 1918, 1919 and 1920.

Also

No. 3485. Resolution authorizing and directing the City Solicitor to satisfy the liens filed at Nos. 74 and 75 July Term, 1921, against the property of Catherine E. Sharp, upon payment to the City of the sum of \$300.00

Also

No. 3486. Resolution approving the payment of \$250.00 to J. Toner Barr for extra work on the contract for the construction of a swimming pool in Sheraden Playground, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which were read and referred to the Committee on Finance.

Also

No. 3487. Report of the Department of Public Health submitting comparative statement of the removal of garbage and rubbish during the month of June, 1920, and the month of June, 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 3488. An Ordinance appropriating and setting aside from the proceeds of Negley Run Sewer Bonds, Bond Fund Appropriation No. 215, an additional sum of \$10,000.00, for the payment of Engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 3489. An Ordinance appropriating and setting aside from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, an additional sum of \$10,000.00, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Also

No. 3490. An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, an additional sum of \$20,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 3491. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a swimming pool at and otherwise improving of, Troy Hill Playground, and authorizing the setting aside of \$25,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation 201, for the payment of the cost thereof.

Also

No. 3492. Resolution authorizing and directing the Mayor to execute and deliver a deed to Elmer Byers and Mary Byers for Lot No. 126 in R. G. MacGonigle's Plan, Arlington Place, Twelfth Ward, situate on Broadhead street, for the sum of \$350.00.

Also

No. 3493. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code

Account No. 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account No. 1263, Wages, Temporary Employees, Division of Plumbing and House Drainage, Bureau of Sanitation, Department of Public Health.

Also

No. 3494. Resolution authorizing and directing the City Controller to transfer the sum of \$771.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1891, Music and Entertainment—Bands.

Also

No. 3495. Resolution authorizing and directing the City Controller to transfer the sum of \$15,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 44, Workmen's Compensation Fund.

Also

No. 3496. Resolution authorizing the City Solicitor to satisfy and release from the liens filed against portion of the property now owned by George Ebert for the construction of a sewer on Federal Street Extension upon payment of his proportionate share of the two liens filed against the property.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 3497. Petition for the grading, paving and curbing of Pemberton street, between Wapello street and Wickshire street.

Also

No. 3498. An Ordinance authorizing and directing the grading, paving and curbing of Pemberton street, from Wapello street to Wickshire street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3499. An Ordinance authorizing and directing the grading, paving and curbing of Gerber avenue, from Shadeland avenue to Brighton road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Oliver presented

No. 3500. Resolution authorizing and directing the City Controller to transfer the sum of \$1,500.00 from Code Account No. 42-M, Contingent Fund, to Code Account No. 1631½, Re-

grading Hobart Street, Bureau of Highways and Sewers, and appropriating same for the payment of the cost of wages, miscellaneous services and other expenses entailed in the regrading of a certain portion of Hobart street in order to extinguish a coal mine fire under said street, and authorizing and directing the Mayor and the City Controller, respectively, to issue and countersign warrants drawn in payment of the cost of said work.

Which was read and referred to the Committee on Finance.

Also

No. 3501. An Ordinance authorizing and directing the grading to a width of 38 feet, paving and curbing of Bryant street, from Heberton street to Winterton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3502. An Ordinance authorizing and directing the grading, paving and curbing of Winterton street, from Stewart street to the northerly terminus thereof, at the north line of Samuel W. Black and J. H. Park plan of lots, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3503. An Ordinance authorizing and directing the grading, paving and curbing of Hillcrest street, from North Fairmount street to North Rebecca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3504. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs to the McFarren Avenue Bridge, over Nine Mile Run, and providing for the payment of the costs thereof.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3505. An Ordinance authorizing the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and operate a certain railroad track across Twenty-first street, between Railroad street and Smallman street, Second Ward, City of Pittsburgh.

Also

No. 3506. An Ordinance locating Forbes street at the width of eighty (80) feet, from Murray avenue to Shady avenue, in the Fourteenth Ward, by revising the lines thereof and including Forbes street a street having a width of seventy (70) feet, so that the street as located shall be included within the street lines as hereinafter described.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 3507. Resolution authorizing the issuing of a warrant in favor of William J. Bally, an employee of the Bureau of Engineering, in the sum of \$936.05 in payment of his salary for the period from April 24th to December 7th, 1919, inclusive, on account of loss of time due to injuries received in the performance of his duties as a Public Works Inspector, and charging same to Code Account No.

Also

No. 3508. Resolution authorizing and directing the City Controller to transfer \$300.00 from Code Account No. 1547-E, Repair Schedule, to Code Account No. 1543-B, Miscellaneous Services, Division of Bridges; \$600.00 from Code Account No. 1576-E, Repair Schedule, to Code Account No. 1572-B, Miscellaneous Services, Division of Sewers; and \$650.00 from Code Account No. 1590-E, General Repaving, to Code Account No. 1583-B, Miscellaneous Services, Division of Streets.

Which were read and referred to the Committee on Finance.

Also

No. 3509. Resolution authorizing the issuing of a warrant in favor of the Pennsylvania Drilling Company in the sum of \$3,059.32, in full settlement for drilling core wells and casing at Highland No. 2 Reservoir in May and June, 1921, and charging same to Code Account No. 203-C, Water Bonds, Series A, 1919.

Also

No. 3510. Resolution authorizing the issuing of a warrant in favor of Rensselaer Valve Company in the sum of \$1,284.00, or so much of the same as may be necessary for one (1) 36-inch gate valve for the Bureau of Water, and charging same to Code Account No. 203-C.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3511. Petition of residents and property owners of the Nineteenth

Ward asking for the establishment of a playground in the Duquesne Heights District.

Which was read and referred to the Committee on Finance.

Also

No. 3512. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on certain streets and private properties in the Homewood District of the Negley Run Drainage Basin; describing the same and authorizing the setting aside of the sum of Eighty-six thousand (\$86,000.00) dollars, from the proceeds of the Negley Run Sewer Bonds, Series B, Bond Fund Appropriation No. 215, for the payment of the cost thereof.

Also

No. 3513. An Ordinance authorizing and directing the grading to a width of 36 feet, paving and curbing of Addison street, from Center avenue to Rose street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3514. Communication from the Pittsburgh Board of Trade recommending the widening of Brum Boulevard between South Highland avenue and South Rebecca street.

Also

No. 3515. Communication from N. F. Brown, Director of the Department of Public Works, submitting letter from D. P. Black relative to the construction of the Boulevard of the Allies.

Also

No. 3516. Communication from Dr. C. C. Hersman relative to the construction of the Boulevard of the Allies.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3517. Petition of residents on Fifth avenue, McPherson boulevard and Thomas street asking that immediate action be taken to restrain and prohibit various packing and slaughter houses in the East Liberty District from using the public highways and permitting cattle, hogs, sheep, etc., to remain in cars in the East Liberty Yards of the Pennsylvania Railroad Company.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3518. Communication from the Chartiers Board of Trade asking for the opening of a street to connect Crafton Terrace and West Pittsburgh Terrace with Noblestown Road.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3519. Report of the Committee on Finance for July 8th, 1921, transmitting a resolution and two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3314. Resolution authorizing and directing the City Controller to transfer the sum of \$150,000.00 from Code Account 1771-B, Miscellaneous Services, Bureau of Light, to Code Account No. 1659½, Resurfacing Park Roadways, Schenley and Highland Parks.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dawley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3334. An Ordinance entitled, "An Ordinance amending Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof, which became a law January 2nd, 1920, and the amendments approved January 3rd, 1921, and June 1st, 1921.'"

In Finance Committee, July 8th, 1921, Read and amended in Section 1 by striking out "\$3,000.00" and by inserting in lieu thereof "\$2,544.00", as shown in red, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dawley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3335. An Ordinance entitled, "An Ordinance amending Section 60, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920, and which was amended by ordinance No. 472, which became a law January 3rd, 1921, so as to properly grade a certain position in the Bureau of Engineering, Department of Public Works."

In Finance Committee, July 8th, 1921, Read and amended in Section 1 by striking out "\$4,000.00" and by inserting in lieu thereof "\$3,600.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved
That the amendment of the Finance Committee be agreed to.

Which motion prevailed.
And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Garland also presented

No. 3520. Report of the Committee on Finance for July 12th, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also with an affirmative recommendation.

Bill No. 3443. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series 'A', 1919, the sum of Seventy-five thousand (\$75,000.00) dollars for the payment of Engineering, Mechanical and other services in the Bureau of Water, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3274. An ordinance entitled, an ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John W. Bulger for a certain portion of the Duquesne Wharf, First Ward, Pittsburgh, Pa., and fixing the terms and rentals thereof."

In Finance Committee, July 12th, 1921, Read and amended by adding a paragraph at the end of Section 9, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3451. Resolution authorizing the issuing of a warrant in favor of Guy M. Dailey in the sum of

\$220.47, being expenses incurred in going to Minneapolis, Minn., to extradite Harry A. Byers wanted in Pittsburgh for larceny, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
English	Oliver
Garland	Winters
	Herron (President)

(Mr. Dailey not voting)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3167. Resolution authorizing the issuing of a warrant in favor of the Sorg Manufacturing Company in the sum of \$2,137.87, in full settlement of claims for damages to merchandise caused by broken water line in front of place of business at 2114 Carson street, upon delivery by said firm to the City of all of the goods and merchandise so damaged, and charging same to Contingent Fund, Appropriation No. 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3449. Resolution authorizing the issuing of a warrant in favor of F. H. Ireland in the sum of \$100.00, in full settlement of all claims for damages arising out of the injury and loss of time caused by stepping on a defective board on the south end of the Smithfield street bridge, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3436. Resolution authorizing and directing the City Controller to set aside in Appropriation No. 42, Contingent Fund, \$2,125.00 as follows:

\$1,000.00 for the purchase and installation of 20 street showers, and \$1,125.00 for the purchase and installation of 15 drinking fountains, to be erected in the downtown district and in the playgrounds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3445. Resolution authorizing and directing the City Controller to transfer \$3,000.00 from Appropriation No. 42, Contingent Fund, to Appropriation No. 82, Soho Public Bath, Maintenance Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and be-

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3446. Resolution authorizing and directing the Mayor to execute and deliver a deed to Frank J. Crahen, for the sum of \$720.00, for lot at the corner of Forbes and Ophelia streets, Fourth Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 2901. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 525 on Curtin avenue, Eighteenth Ward, to John W. Long and Mary Long, his wife, for the sum of \$700.00.

In Finance Committee, July 12th, 1921, Read and amended by striking out "\$700.00", and by inserting in lieu thereof "\$800.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. English (for Mr. Robertson) presented

No. 3521. Report of the Committee on Public Works for June 28th, 1921, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2932. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Mission street, from Barry street to the present pavement at a point 218.82 feet westwardly therefrom, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dwiley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3056. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Melwood street, from Denver street to the first angle distant 777 feet northwardly therefrom, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dwiley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3057. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, and otherwise im-

proving to the re-established lines and re-established grades of Diamond street, from Smithfield street to Grant street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dwiley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3078. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 40 feet, paving and curbing of Oberlin street, from Lemington avenue to Sprague street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—S.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Mr. English also presented

No. 3522. Report of the Committee on Public Works for July 7, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 2922. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Geneva street, from Forty-fourth street to Forty-fifth street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—S.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3124. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Damas street, from Rockledge street to Bader street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—S.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Mr. English also presented

No. 3523. Report of the Committee on Public Works for July 12th, 1921, transmitting two resolutions and an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3437. Resolution authorizing the issuing of a duplicate warrant in favor of the United States Rubber Company in the sum of \$51.54, in place of warrant dated as of January 29th, 1921, which was lost, and charging the same to Appropriation No. 1635, Bureau of Highways and Sewers.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3438. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$14,678.69, for extra work done on the contract for grading, regrading, paving, repaving and otherwise improving Bigelow Boulevard at Morgan and Marcella streets, and charging same to Contract No. 948 on file in the City Controller's Office.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3356. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Jones and Laughlin Steel Company relative to the construction by the City of Pittsburgh of a relief sewer within the lines of Hazelwood avenue, extending to the United States Harbor line of the Monongahela river, within the lines of which is constructed a sewer by the Jones and Laughlin Steel Company, and, in connection with the construction of said

sewer by the City of Pittsburgh, the grade of said street is to be changed to the alignment of the proposed sewer by the City of Pittsburgh."

In Public Works Committee, July 12, 1921, Bill read and amended in Section 1, after the words "claims for damages" by inserting the words "to abutting properties," and in the title by striking out the word "to" and by inserting in lieu thereof the word "and", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. English moved.

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver presented

No. 3524. Report of the Committee on Public Service and Surveys for July 12th, 1921, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3320. An Ordinance entitled, "An Ordinance changing the width and position of the sidewalks and roadway on Beaver avenue, from Sheffield street to Juniata street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Henderson
Oliver
Winters
Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3460. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Carson street west, from the South approach to the Smithfield Street Bridge to the south approach to the Point Bridge."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Henderson
Oliver
Winters
Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3458. An Ordinance entitled, "An Ordinance granting unto the Kingan Provision Company, its successors and assigns, the right to construct, maintain and use a Steel Reinforced Concrete Covered Vault under Mulberry way located one hundred and twenty-three (123) feet from the southeast property line of Eleventh street, along said property on the southern side of said way for a distance of forty-eight (48) feet; thence extending from the building line ten (10) feet under said Mulberry way, for the purpose of unloading coal for Boilers in said building, Second Ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Henderson
Oliver
Winters
Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 3525. Report of the Committee on Filtration and Water for July 12th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3461. Resolution authorizing the issuing of a warrant in favor of the National Valve and Manufacturing Company in the sum of \$176.00, for furnishing and installing one extra heavy flanged tee and one extra heavy flanged gate valve, and that the same be charged to Appropriation No. 171.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Henderson presented

No. 3526. Report of the Committee on Parks and Libraries for July 12th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3455. Resolution authorizing the issuing of a warrant in favor of Louis Ruhe in the sum of \$940.00, or so much of the same as may be necessary, for animals purchased for Bureau of Parks, same to be payable from and chargeable to Code Account No. 1848.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dalley presented

No. 3527. Report of the Committee on Public Safety for July 12th, 1921, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3439. Resolved that the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following.

Animal Rescue League of Pittsburgh for the sum of \$1,090.83 covering work done during the month of June, 1921 and charge the same to Code Account No. 1460, Bureau of Police.

Charles Johnston, District Commissioner of the Bureau of Police, for the sum of \$19.30 covering monies expended for securing evidence against illegal liquor selling, and charge the same to Code Account No. 42, Contingent Fund.

William J. Kane, District Commissioner of the Bureau of Police, for the sum of \$43.00 covering monies expended for securing evidence against illegal liquor selling and disorderly houses, and charge the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3440. Resolution authorizing the issuing of a warrant in favor of McFarlan-Pittsburgh Motor Company for the sum of \$1,173.56, covering repairs to McFarlan Automobile, and charging the same to Code Account No. 1456, Bureau of Police.

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson presented

No. 3528. Report of the Committee on Charities and Correction for July 12th, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3441. Resolution releasing and discharging Bessie Vojda from the payment of all maintenance charges for the period she was confined at the City Home and Hospitals, Mayview, Pa., (April 10th, 1909, to January 5, 1921.)

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

UNFINISHED BUSINESS

Bill No. 3468. Communication from the Mayor returning, without his approval, Bill No. 2768, Resolution for satisfaction of liens against property of Mrs. Anna M. Miller.

In Council, July 11th, 1921, Read, laid over for one week, and copy to be sent to each member.

Which was read, received and filed.

Also

Bill No. 2768. Resolution authorizing and directing the Collector of Delinquent Taxes to accept from Mrs. Anna M. Miller the sum of \$500.00, in full payment and satisfaction of the city taxes and water rents assessed against property in the Twenty-first Ward on Island avenue for the year 1912 and the years 1914 to 1919, inclusive, and to enter satisfaction of record on delinquent tax liens at D. T. D. No. 1384 July Term, 1914; D. T. D. No. 2887

April Term, 1917; D. T. D. No. 132 January Term, 1919; D. T. D. No. 2878 January Term, 1920, and D. T. D. No. 2618 January Term, 1921.

In Council, July 11th, 1921, Returned by Mayor, without his approval, and further action postponed for one week.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

Mr. Dalley arose and said:

Mr. President, in connection with the consideration of the Mayor's veto on Bill No. 2768, I would suggest that the opinion of the City Solicitor, submitted to the Committee on Finance, be read and made a part of the proceedings of Council. The Law Department recommend the settlement of these liens on the payment of \$500.00, and Council in passing the resolution acted on the advice of the Law Department. The resolution was not favorably acted upon to satisfy the personal whim of some members of Council as is stated in the Mayor's veto message, but was passed on the recommendation of the Law Department.

Mr. Winters arose and said:

If we are going to discuss the matter, Mr. President, I would like to have the Mayor's veto message read again.

The Mayor's veto message was read at this time.

The letter from Charles B. Prichard, City Solicitor, is as follows:

June 6, 1921.

FINANCE COMMITTEE OF COUNCIL Gentlemen:

Referring to Bill No. 2768, being a resolution authorizing and directing the Collector of Delinquent Taxes to accept from Mrs. Anna M. Miller, the owner of property situate in the Twenty-first Ward of the City of Pittsburgh, and fronting thirty-five feet on Island avenue, the sum of \$500.00, in full payment and satisfaction of city taxes and water rents for the year 1912, and the years 1914 to 1919, inclusive, and to enter satisfaction of record on a list of delinquent tax liens in said Resolution recited, I have to report that I have had an investigation made in this matter and have also discussed the matter personally with Mrs. Rodgers, in the Controller's Office. Mrs. Rogers has personal knowledge of the facts.

From these investigations I gather that the situation of the property is such that the claims for taxes against it render it rather a liability than an asset, practically speaking.

As nearly as I can ascertain, it would probably be better to settle the City's claims on the basis proposed in the resolution than to take the property over on the tax liens and thereby remove the tax books as a future source of revenue.

Respectfully yours,
(Signed) CHAS. B. PRICHARD,
City Solicitor.

Which was read.

Mr. Dailey moved

That the letter of the Law Department be placed on the record of Council.

Which motion prevailed.

Mr. English arose and said:

Mr. President, I don't remember whether or not I was present in committee when this matter was discussed. I don't think I was, but if the facts are as I just discover them I think it would be unbusinesslike for Council to vote to make this resolution a law.

The taxes for the five years amount to \$1,600.00, which is a little over \$300.00 a year, and the income from the property, if it is correct as stated in the Mayor's letter, would be \$3,120.00 a year. Now it seems to me that a property which is able to bring in a revenue of \$3,120.00 a year ought to be able to pay a tax of \$1,600.00 over a period of five years.

I have no knowledge of the parties in interest and if the facts are correct as stated in the Mayor's letter, I believe it is the duty of the Council to sustain the Mayors' veto.

Mr. Garland arose and said:

Mr. President, I believe every member of Council is of the same mind on this proposition and we were guided by the City Solicitor. The Mayor does not refer to the City Solicitor in his veto message. The City Solicitor recommended the action taken by Council.

Every member of Council voted for the resolution in committee. The Mayor should have taken the matter up with the City Solicitor, who sent the resolution to Council and recommended its passage. We were guided by the City Solicitor's advice in this matter. Council accepts the opinion of the City Solicitor in 99 cases out of a 100. It is an administration measure.

Mr. Winters arose and said:

Mr. President, this resolution came to Council in the regular routine way and took its regular course.

If the property was run down it should have reflected itself in the purchase price. I believe it is a bad precedent for Council to settle the City's claims on the basis proposed in the

resolution. If this is done in this case it could be extended to several men who are out of employment.

The Chair said:

Gentlemen, the person who owned the property when it was in a dilapidated state does not own it now, and this exoneration does not go to the present owner of the property. However, the information possessed by each member of Council should guide him in his vote.

And the question recurring, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—None.

Noes—8.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Mr. Winters moved

That the Clerk send to the City Solicitor a copy of the Mayor's veto message on Bill No. 2768 and a copy of the City Solicitor's letter to the Finance Committee on said Resolution, calling the City Solicitor's attention to the discrepancy in the two statements.

Which motion prevailed.

Mr. Garland moved

That the Law Department furnish Council, in writing, its opinion as to the legality of Council's action in exonerating taxes that have been assessed, also stating under what law the Board of Assessors has been delegated this power.

Which motion prevailed.

Bill No. 3469. Communication from the Mayor returning, without his approval, Bill No. 3355, Ordinance amending item "Six Police Magistrates" in Section 6 of Salary Ordinance of January 2nd, 1920.

Which was read, received and filed.

Also

Bill No. 3355. An Ordinance entitled, "An Ordinance amending item 'Six Police Magistrates', Section 6, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2nd, 1920."

In Council, July 11th, 1921, Returned by the Mayor without his approval, and further action postponed for one week. Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs

Dailey Oliver
Garland Herron (President)

Noes—Messrs.

Anderson Henderson
English Winters

Ayes—4.

Noes—4.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

MOTIONS AND RESOLUTIONS

Mr. Winters called up

Bill No. 3295. Communication from the Mayor nominating Albert D. Brandon for the position of Police Magistrate.

In Council, June 27, 1921, Vote reconsidered by which action on the confirmation was indefinitely postponed, and further action postponed for the present.

Which was read.

Mr. Winters moved

To reconsider the action by which further action was postponed for the present.

Mr. Dailey arose and said

"Mr. President: The Mayor transmitted to Council, some weeks ago, an opinion from the City Solicitor, Charles B. Prichard, in which it was stated that Council must either abolish the position or fill it; and if we don't do this the Mayor can mandamus the Council and force it to either confirm or refuse his appointment of this Magistrate.

I would like to look into this matter before we act on the appointment of the Mayor and ascertain whether the City Solicitor's contention is true."

Mr. Winters arose and said

"Mr. President, if Mr. Dailey is so much concerned about the City Solicitor's opinion, it should be read again for the benefit of any member or members who were not present when it was first presented and read in Council.

It is peculiar that it takes so long for Council to consider and act on a matter of this kind."

And the question recurring to reconsider the action by which further action was postponed for the present, Mr. Winters demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Henderson
English Winters

Noes—Messrs.

Dailey Oliver
Garland Herron (President)

Ayes—4.

Noes—4.

And a majority of the votes not being in the affirmative, the motion did not prevail.

Mr. Winters moved

That Bill No. 3354, Communication from the Mayor transmitting a communication from the City Solicitor relative to the action to be taken by Council on the confirmation of the appointment of Albert D. Brandon as police magistrate, be read.

Which motion prevailed.

And the Clerk read the communication.

Mr. Winters arose and said

"Mr. President, Mr. English was not present when the opinion was first presented and I wanted to refresh the minds of the members of Council. What further information Mr. Dailey wants on the question I cannot understand. It was said that the City Solicitor in 99 cases out of a 100 is the guiding star of the Council. The City Solicitor has given us the law on this matter, and yet four members refuse to accept it as the law. I would like to have Mr. Dailey give his reason for further delaying action on the confirmation of the appointment of Mr. Brandon as police magistrate."

Mr. Dailey arose and said:

"The City Solicitor says in his opinion what we can do, but does not say we are compelled to do it. Any member of Council can change his vote over night, and before I act on the appointment of the Mayor I want to be advised whether the City Solicitor's contention is true."

Mr. Winters

"Mr. Dailey has not answered my question. Are you willing to give the real reason for delaying action on the appointment today?"

The Chair stated

"There is nothing before the body."

Mr. English by leave presented

No. 3529.

American Legion,
Allegheny County Committee,
Pittsburgh, Pa., June 21st, 1921.

Councilman W. Y. English,
City-County Building,
Pittsburgh, Penna.

My dear Sir:

Your suggestion that perhaps the American Legion in Pittsburgh would go on record with regard to proposed names for the boulevard to be erected by the City and commonly called "Boulevard of the Allies" was submitted yesterday to our executive committee.

That committee is authorized to speak for the American Legion between monthly meetings of our County Committee. After discussing your kind suggestion its members decided not to make any suggestion or recommendation to the City Council regarding the name for the proposed boulevard.

With personal regards, I am,

Very truly yours,

W. B. McFALL, Jr.
Which was read, received and filed.

Mr. Dailey also presented

No. 3530. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 42, Contingent Fund, to Code Account No., Equipment, Duquesne Heights Playgrounds, located on the Bingham property at Shaler and Greenleaf streets.

Which was read and referred to the Committee on Finance.

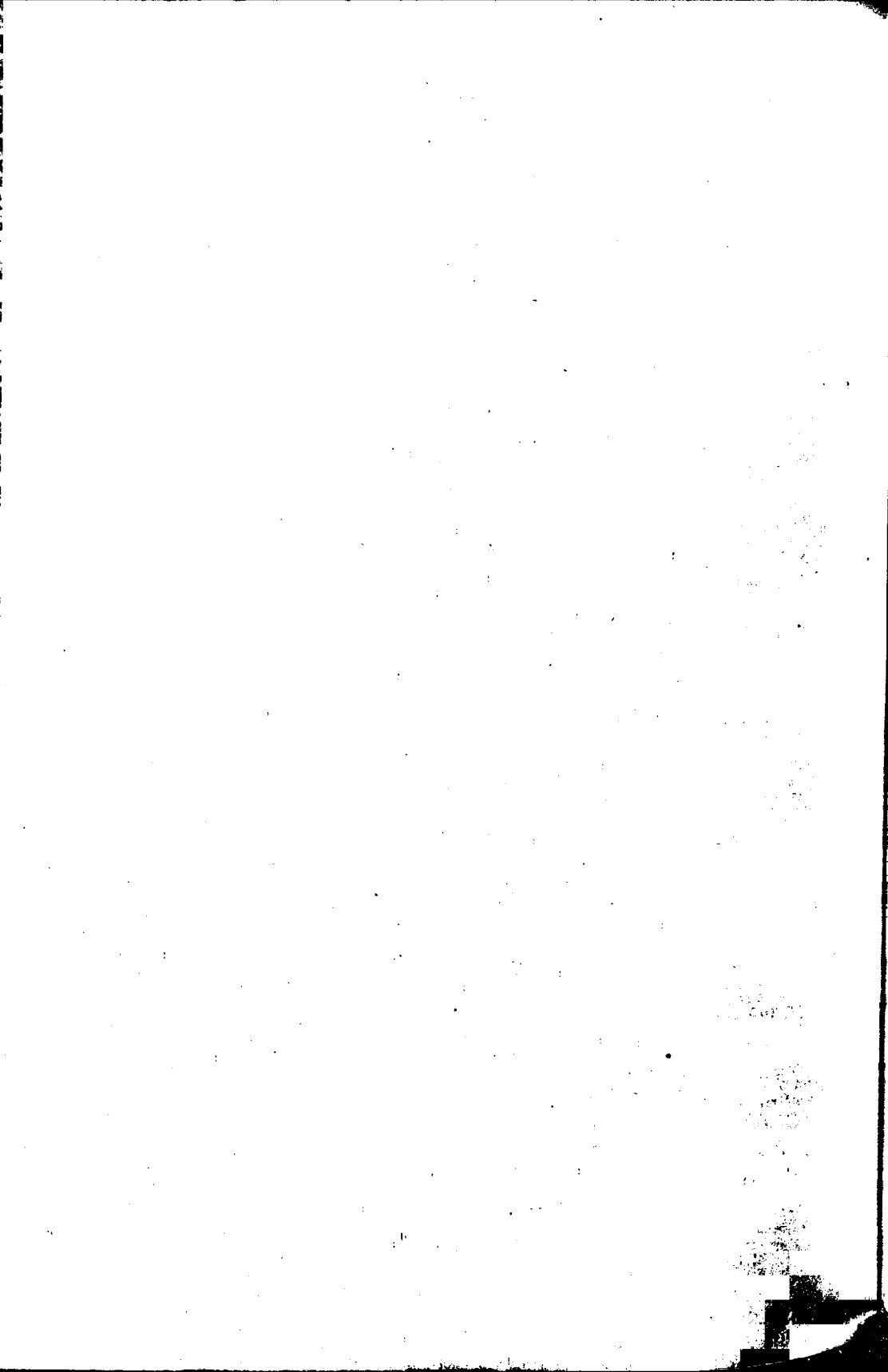
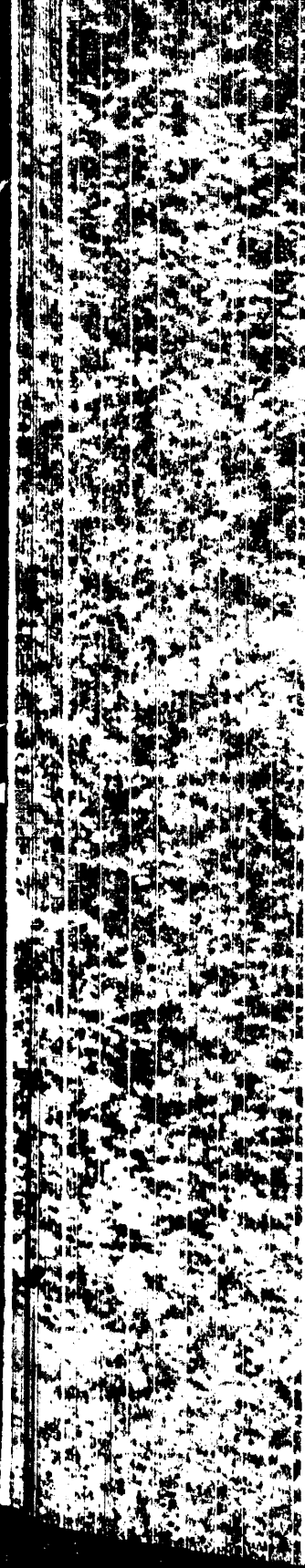
The Chair also presented

No. 3531. Resolution requesting the Director of the Department of Public Works to furnish to the Committee on Finance, as soon as possible, plans and specifications, and an estimate of the cost of constructing a swimming pool in the Lewis Playground, Fifteenth Ward.

Which was read and referred to the Committee on Finance.

And on motion of Mr. Garland

Council adjourned



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, July 25th, 1921

No. 36

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, July, 25, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

PRESENTATIONS

Mr. Dalley presented

No. 3532. Resolution authorizing the issuing of warrants in favor of Frank P. McCabe for \$213.00; J. L. Bingham for \$32.00; Bands—Veterans of Foreign Wars No. 1, for \$155.50; Bands—Veterans of Foreign Wars No. 2, for \$142.50, and the Salvation Army Band for \$35.00, in payment of the costs and expenses of the funeral of Thomas F. Enright, which took place Saturday morning, July 16th, 1921, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 3533. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$11,500.00 from Code Account No. 1461, Item A-1, Salaries, Regular Employees, to Code Account No. 1468, Item F, Equipment & Machinery, Bureau of Fire.

Which was read and referred to the Committee on Finance.

Also

No. 3534. An Ordinance providing for the letting of a contract for furnishing one (1) Triple Combination Auto Propelled Gasoline Fire Apparatus for Bureau of Fire.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 3535. Resolution authorizing the heads of the several departments and bureaus of the City Government to grant two weeks' leave of absence with one-half pay, in addition to customary two weeks vacation with pay, to employees wishing to enroll in the Civilian's Training Camp conducted by the United States Government at Camp Meade.

Which was read and referred to the Committee on Finance.

Mr. Garland presented

No. 3536. An Ordinance amending Section 101, Department of Public Works, Bureau of Recreation, of Ordinance No. 434 entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920, and as amended by Ordinances Nos. 130, 252, 268 and 267, approved April 3, 1920, June 20, 1921, June 24, 1921, and June 24, 1921, respectively, by reducing the number of Male Physical Directors, for ten months, from eight to seven, and creating the position of Male Supervisor of Physical Training for ten months.

Also

No. 3537. An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of One Hundred Twenty-five Thousand Dollars (\$125,000.00) for the payment of Miscellaneous Services, Supplies, Materials, Repairs and Equipment furnished to the Bureau of Water, Department of Public Works.

Also

No. 3538. Resolution authorizing the issuing of a warrant in favor of Sara McClanahan, a Woman Police Auxiliary, in the Bureau of Police, for the sum of \$39.80 covering moneys expended by her in securing evidence against alleged fortune tellers during the period from September 1st, 1920, to May 1st, 1921, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Also

No. 3539. Petition for the grading, paving and curbing of Reed street, between Overhill street and Lombard street.

Also

No. 3540. An Ordinance authorizing and directing the grading to a width of 40 ft., paving and curbing of Reed street, from Overhill street to Lombard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Henderson presented

No. 3541. An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Department of Public Works, Bureau of Parks.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 3542. An Ordinance locating the Boulevard of the Allies, in the 1st and 4th Wards of the City of Pittsburgh, between Grant Street at Second Avenue and Craft Avenue, to a variable width, placing same on the general plans of streets and ways in the said City of Pittsburgh.

Also

No. 3543. An Ordinance re-establishing the grade of Carson Street West, from the south approach to the Smithfield Street Bridge to a point 800 feet west therefrom.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3544. An Ordinance locating the Boulevard of the Allies viaduct and approaches, in the Fourth Ward of the City of Pittsburgh, on and over the Boulevard of the Allies; on, over and across Tustin Street; over and across the tracks of the Pittsburgh Railways Company; over and across Brady street to connect The Boulevard of the Allies, at Seneca street with the Boulevard of the Allies at a point east of Brady street; laying out and opening the same as a public highway and fixing the width and position of the roadway and sidewalks and establishing the grade thereon and providing that the cost, damages and expenses caused thereby shall be paid out of the proceeds of the Boulevard of the Allies Improvement Bonds.

Also

No. 3545. An Ordinance providing for the advertising for proposals and the letting of a contract for the installation of a new 15-ton auto truck scale in the freight yards of the Pennsylvania Railroad Company at 17th Street, Pittsburgh, Pa.

Also

No. 3546. Resolution authorizing the issuing of a warrant in favor of the Thos. Cronin Company in the sum of \$258.30 for extra work done on the contract for the reconstruction of the substructure and the replacement of the superstructure with a remodeled bridge for Shaler Street Bridge over Saw Mill Run, and charging same to Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Also

No. 3547. Resolution authorizing the issuing of a warrant in favor of the United Iron and Metal Company for \$929.48 for a carload of lumber furnished the Division of Boardwalks and Steps, and charging same to Code Account No. 1641.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 3548. Resolution authorizing the City Solicitor to cancel assessment against Fred W. Jones for the grading, paving and curbing of Exeter Street upon the payment of \$180.00.

Also

No. 3549. An Ordinance appropriating and setting aside from the proceeds of Street Improvement Bonds, Series "C", Bond Fund Appropriation No. 194, the sum of Five Thousand

(\$5,000.00) Dollars for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services entailed in the prosecution of the improvement of Brownsville Avenue from Warrington Avenue to Carson Street East.

Which were read and referred to the Committee on Finance.

Also

No. 3550. An Ordinance repealing Ordinance No. 234, entitled, "An Ordinance widening Brownsville Avenue in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street hereinafter designated and described as portions A, B, C, D and E, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby," approved July 23rd, 1919.

Also

No. 3551. An Ordinance widening certain portions of Brownsville Avenue in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street, hereinafter designated and described as portions "A," "B," "C," "D," "E," "F," "G" and "H," and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 3552. Resolution authorizing the issuing of a warrant in favor of the Midway Coal Company in the sum of \$1573.59, or so much of the same as may be necessary, for coal furnished the pumping stations at Aspinwall, and charging same to Code Account No. 1755.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3553. Communication from David J. Davies asking the City to provide a band for the celebration of the opening of the Beechview Playgrounds on Labor Day.

Which was read and referred to the Committee on Finance.

Also

No. 3554. Communication from the West End Board of Trade asking for a hearing relative to the condition of the Point Bridge and the possibility of the erection of a new bridge.

Also

No. 3555. Communication from the Home Finance & Construction Company protesting against the opening of Edgerton Avenue, from Dallas Avenue to Lloyd Street.

Also

No. 3556. Communication from Alexander K. Nimick by D. G. Stewart, Attorney in Fact, protesting against the opening of Edgerton Avenue, from Lloyd Street to Dallas Avenue.

Also

No. 3557. Communication from Wm. E. Schoyer protesting against the opening of Edgerton Avenue, from Dallas Avenue to Lloyd Street.

Also

No. 3558. An Ordinance opening Edgerton Avenue, in the 14th Ward of the City of Pittsburgh, from South Dallas Avenue to the westerly property line of Robinson and Dickey's Plan of Lots, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3559. An Ordinance repealing that portion of Ordinance No. 118 entitled, "An Ordinance approving, confirming and locating certain streets and alleys and avenues in the City of Pittsburgh as laid out in a certain plan known as parts of the 21st and 22nd Wards Plan of Streets, approved by Council November 11th, 1872, etc., which was approved by the Mayor June 29th, 1894 and recorded in Ordinance Book, Volume 9, page 618, which locates Edgerton Avenue, from South Dallas Avenue to the westerly property line of Robinson and Dickey's Plan of Lots.

Which was read and referred to the Committee on Public Service and surveys.

Also

No. 3560. Communication from the National Tube Company inviting the members of Council to attend its second basket picnic at Kennywood Park on Saturday, July 30th, 1921.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and the invitation accepted.

Which motion prevailed.

Also

Bill No. 3561.

Pittsburgh, Pa.,

July 18, 1921.

Hon. E. V. Babcock,

Mayor of the City of Pittsburgh,

John S. Herron, President, and Members of Council

Gentlemen:—

Since my appointment was made to this Department I have been devoting every effort to bring to a satisfactory conclusion the protracted litigation between the City and the Pittsburgh Railways Company.

I became fully convinced that further continuance of the receivership of that Company, which began on April 23, 1918, and has continued for a period of more than three years, was detrimental to the interests of the City.

It is true the Court having the case in charge has kept the system intact and has thereby rendered signal service to the car-rider, but, at the same time the City has not only found it impossible to collect from the Receivers the just sum due it on franchise obligations, but it has been obliged, in order to complete necessary municipal improvements, to expend large sums of money in paying, which the companies were by law required to do.

The sums grew at such a pace that on December 31, 1920, they amounted to \$759,841.12 and have been increasing steadily since.

While the City was powerless to prevent these claims from increasing, it had no voice in the expenditures of the Receivers, who were permitted to charge excessive car fare, and, instead of using this excess to pay current obligations, they expended this revenue in rebuilding tracks and car barns and in the purchase of new cars, thereby benefiting the security of the bondholders. To rehabilitate a railway in this manner is economically wrong. This should be done by refinancing. Capital should not be permitted to take this toll from the car-rider except in cases of great emergency, and especially when the riding public has no voice in these expenditures.

I believe the time has come for the Company and the City to use every effort to stop this litigation and have the property returned to the owners so that they can have an opportunity to reorganize on a sound financial basis, which can only be done by fixing a fair value on which the securities can be based and agreeing upon a

fixed return which should be assured to it and beyond which the Company cannot collect. Fixing that return and assuring it to, invested capital can safely be done if the City is given a proper voice in the yearly expense of the Company.

The question of immediate reorganization is especially timely because the Court has already authorized the entry of a decree of foreclosure on an important branch of the system, and if it is not to be broken up, prompt action is necessary, and the stockholders and the City should use every reasonable means to co-operate to keep this a unified system.

I am pleased to report to you that during the last two months considerable progress has been made in negotiating between the City and The Philadelphia Company, which owns all the stock of the Pittsburgh Railways Company, as well as a large amount of securities of the various companies comprising the system.

Since July 5th last Mr. Prichard, City Solicitor, Mr. Thompson, President of the Philadelphia company, and its General Attorney, Mr. Robertson, and the writer have held numerous meetings with a view of seeing if there is not some common ground on which the City and the Company could stand so that this much desired reorganization could be affected and litigation ended, and the City and the Company enter into a friendly sort of co-operation—and become partners as it were—in this transportation business for their mutual advantage.

With that purpose in view I have prepared a contract, which is submitted herewith, which states the terms these negotiators are willing to recommend for adoption by their respective principals. This contract should receive your earnest consideration, but we recommend before any steps are taken to adopt or reject it, that it be given the widest publicity and constructive criticism should be invited to it. This question has been agitated in the public mind for such a long time that it would not be surprising to learn that each car-rider has his own idea as to how it should be settled, and Council may fall in error if it attempted to pass on this contract without giving the general public an opportunity to be heard.

The controlling thought in the preparation of this contract has been that this community is entitled above all else to service at a reasonable car fare, and this purely a matter of money and management.

This can best be accomplished by the Company furnishing service under the most expert managers obtainable. A directorate composed of residents of this district would seem highly advisable because they would more likely have the interest of the community at heart and more readily respond to public opinion. The control by the City of expenditures through the Board of Control mentioned in the contract would enable the City to obtain such services as it required, and these services would be in direct proportion to the money available from carfares.

Under this contract the New Company is limited in the issue of stocks and securities in the sum of \$62,500,000, the amount fixed by the Public Service Commission of Pennsylvania. This amount is not a rate base as originally claimed by the Company, but represents the present assets of every kind and description, and is in substitution of the enormous sum of \$156,000,000 of securities now outstanding. This sum includes not only the "used and useful" property on which the car-rider is obliged under the law to pay fair return, but also non-operating property, the income on which must not be taken out of car fare. On this amount capital is permitted to earn the sum of six per cent, or \$3,750,000, yearly, part of which is furnished by the car-rider and the balance from all income from other sources.

The contract also provides that in lieu of certain yearly charges of the City for bridge tolls, car license tax, gross receipts tax, etc., and street cleaning claims, contracts for some of which have been permitted to expire without any effort made to renew, the Company will pay yearly a definite sum, thereby eliminating the uncertainty of amount and the difficulty of collection under numerous ordinances and contracts.

In regard to paving, the contract leaves the Company where it stands today with certain radical exceptions. The City is permitted to do the Company's share of this important public work, thereby avoiding unnecessary delays in street improvements. To compensate the City for money thus expended the Company is to pay to the City yearly, in quarterly installments, a fixed amount.

It is to be noted, however, that if the Board of Control certifies that the revenues of the Company are not sufficient to pay this amount, the City must either cancel the payments due therefor, or permit the Company to

raise fares to obtain the required amount. This burden of paving on the Company is a very heavy charge and is necessarily collected from the car-rider.

The most advanced engineering thought on the question advises against the collection of any part of this sum for either paving, license fees or taxes of any kind, except the regular property tax to which all persons are subject, because they are reflected in the amount of car fare. It is argued that it is unfair to put this burden on the car-rider and thereby make him pay for street repairs and bridge tolls, while automobiles and wagons are permitted to use the streets and bridges without any such charge.

In the recent reorganization of the railways of Rhode Island, the legislature of that State relieved the Company from all these paving requirements. This also has been done elsewhere. In Cleveland the Company must maintain but is not required to pave streets. Cincinnati collects \$350,000 a year in lieu of paving. In Albany the City receives no money from the Company in payment of franchise obligations.

In Philadelphia the Company pays the City \$500,000 a year in lieu of paving obligations, but that city also has its railway problem to be solved.

As I have said before, this contract makes it optional with the City to either demand payment for paving or waive objections to an increase of car fare necessary for this purpose.

You will notice this contract deals only with the relations between the City and the Company. It is silent on the manner of reorganization and on the relations between the Company and its security holders, except it does fix the outside limit beyond which the Company can issue securities.

In our opinion we think the details of reorganization is a problem between the Company and its security holders, their lawyers and financiers. The City should not interest itself in those details because they are private questions and of no public concern.

In this complex matter one cannot be expected to prepare a contract that would be above criticism or that would contain every necessary detail, but we are firmly convinced from our study of the problem that the principles of the contract are sound and its execution would go a long way toward ending

the litigation and permitting the reorganization of this Company so that it could start anew by properly functioning in the public service.

Respectfully submitted,
GEO. N. MONRO, Jr.,

Special Assistant
City Solicitor.

Approved:
CHAS. B. PRITCHARD,
City Solicitor.

THIS AGREEMENT

Parties.

Made the.....day of....., 1921, by and between the CITY OF PITTSBURGH, a municipal corporation of the State of Pennsylvania, hereinafter referred to as the "City," party of the first part, the PHILADELPHIA COMPANY, a corporation of the State of Pennsylvania, party of the second part, and the PITTSBURGH RAILWAYS COMPANY, a corporation of the State of Pennsylvania, party of the third part, WITNESSETH:

Recitals

WHEREAS, a large part of the Pittsburgh Railways System is located in the City of Pittsburgh and the City realizes the importance of adequate street railway service to its citizens; and

WHEREAS, the Philadelphia Company is the owner of all outstanding stock of the Pittsburgh Railways Company and of a large amount of securities of the various street railway companies making up the Pittsburgh Railways System; and,

WHEREAS, it is the desire of all the parties hereto that the receivership of the Pittsburgh Railways Company be terminated and its property be restored to its owners with a view of improving the credit of the company so that the property and the service may be improved and benefited; and it is their mutual desire to cooperate, one with the other, to give to the car-rider adequate service at a reasonable car fare; and

WHEREAS, it will become necessary in order to render proper service for some reorganized or new company hereinafter called "New Company," to provide funds for the purchase of new cars, additional car barns, shop equipment, and the renewal of many miles of track, and it seems that the money for these purposes cannot be obtained as long as the Pittsburgh Railways Company is in the hands of Receivers; and

WHEREAS, there is now due the City of Pittsburgh from the various companies comprising the Pittsburgh Railways System yearly charges based on ordinances or contracts covering street cleaning, bridge tolls, tax on poles, cars, wires, and gross receipts, and in addition thereto, the various companies are liable under various ordinances and laws of Pennsylvania to pave and keep in good repair, as well as to clean, the streets between the tracks and one foot outside each outer rail; and many of these charges have not been paid by the Receivers; and

WHEREAS, it is deemed expedient in the interest of the public, as well as said railway companies, to facilitate the collection of said charges by direct payment into the City Treasury of a fixed yearly sum, including a sum to represent the cost of paving and repaving the streets between the tracks, and thereby enable the city to have more complete control over the improvement of the streets; and

WHEREAS, the City is willing to agree on the amount of total yearly charges the New Company is permitted to take from the car-rider, provided it is given a voice in the annual operating expenses and yearly depreciation allowance;

NOW, THEREFORE, in order to accomplish the purposes hereinbefore set forth and to define the relations between the New Company and the City of Pittsburgh, the parties hereto do hereby covenant, promise and agree as follows:—

Valuation of Property and Annual Return.

FIRST: That for the purpose of enabling the Company to reorganize on a sound financial basis with an assured fixed annual return, it is agreed that the sum of Sixty-two Million Five Hundred Thousand Dollars (\$62,500,000) represents the value of all the assets of the Pittsburgh Railways Company on March 22, 1920, the date of the order entered by the Public Service Commission of Pennsylvania dismissing the complaints of the City of Pittsburgh at Number 1571, and that on that amount, namely Sixty-two Million Five Hundred Thousand Dollars (\$62,500,000), the Company is entitled to a yearly net return from all sources of Three Million Seven Hundred Fifty Thousand Dollars (\$3,750,000) for a period of ten years. In addition to the said yearly capital return of Three Million Seven Hundred Fifty Thousand Dollars (\$3,750,000)

the Company shall have the right to earn all operating expenses, according to the standard accounting adopted by the Public Service Commission, and also yearly depreciation allowance and taxes, in the amount of which the City shall have a voice to be exercised in the manner hereinafter agreed upon. Provided, however, that any sums of money paid the Receivers by the New Company for permanent improvements and betterments shall be added to the Sixty-two Million Five Hundred Thousand Dollars (\$62,500,000) and the New Company shall be entitled to earn on such additional sums as herein provided. In addition thereto the New Company shall be entitled to issue capital securities and receive a return on such additional sums of money as shall be hereafter invested in the property and legally chargeable to capital account; such additional return shall include interest and also the actual cost of the money spent in discounts and commissions in securing the same, the amount of which is to be amortized as provided by the classification of accounts of the Public Service Commission.

Discontinuance of City's Appeal

SECOND: The approval of this contract by the Public Service Commission of Pennsylvania will render it unnecessary to prosecute the appeals of the City of Pittsburgh against the Pittsburgh Railways Company now pending in the Superior Court of the State of Pennsylvania at Nos. 16 and 23 April Term, 1921, commonly known as the Valuation Cases, and they will, therefore, be marked discontinued.

Reorganization—Formation of New Company.

THIRD: The Philadelphia Company as the principal stockholders will proceed at once either to attempt to reorganize the Pittsburgh Railways Company or attempt to cause a new company to be formed for the purpose of taking over all the assets of the Pittsburgh Railways Company of every kind and description. All the directors of said reorganized or New Company shall be residents of the Pittsburgh district through which the Company operates. Said New Company shall authorize stocks, bonds, or other evidences of indebtedness not to exceed the amount of Sixty-two Million Five Hundred Thousand Dollars (\$62,500,000) to represent the full value of said property at the date of the Order of the Public Service Commission as herein agreed upon, which shall be issued for the purpose of re-

funding all the outstanding stocks, bonds or other evidences of indebtedness of the various companies comprising the Pittsburgh Railways System.

New Capital.

FOURTH: As a proper reorganization of the street railway company cannot be perfected until Five Million Dollars (\$5,000,000) is raised for the purposes of the New Company, the Philadelphia Company will use its best offices in co-operation with the New Company to enable the New Company to borrow in the Pittsburgh district an additional sum of Five Million Dollars (\$5,000,000), the proceeds of which are to be spent in betterments, improvements and rehabilitation of the street railway system, subject to the Board of Control hereinafter referred to, but this shall not be construed as an obligation on the part of the Philadelphia Company to raise or advance said sum of money.

Termination of Receivership.

FIFTH: Upon the execution of this contract the parties of the second and third parts shall, within three months from the date hereof, begin the necessary legal steps with a view of having the Receivers of the Pittsburgh Railways Company discharged at an early date and the property in their hands returned to the owners or to the New Company hereinbefore referred to, so as better to enable the parties hereto to carry out the covenants hereof.

SIXTH: The City shall have a voice in the amount of money which the New Company shall spend in operations and depreciation allowances, and in betterments, improvements and rehabilitation to be exercised in the following manner:

Annual Budget.

Thirty days before the end of each fiscal year the New Company shall submit to the City and the Board of Control (hereinafter described), a full and detailed budget setting forth estimates of gross receipts and proposed expenditures for the ensuing year. This budget shall be subject to revision by a Board of Control to be selected in the manner hereinafter agreed upon. Said Board of Control shall, within fifteen days, either approve or disapprove such budget and in case of disagreement over the items of same, the controversy shall be submitted to arbitration as hereinafter defined. Expenditures for the year covered by said budget shall not exceed the amount in each account named in the budget, except that with the ap-

proval of said Board of Control transfers may be made from one account to another. At any time during the year the New Company may submit a supplementary budget or estimate, which shall follow the same course as the original budget.

Monthly reports shall be submitted by the New Company to the Board of Control for comparisons with the budget figures and the said Board shall have the right to audit the books of the New Company at any time.

Board of Control.

SEVENTH: The Board of Control shall be composed of four members, two members appointed by the Mayor of the City, by and with the consent of Council, one of whom shall be Chairman of the Board; one by the joint action of those municipalities signing agreements identical to this one; and one shall be selected by the New Company; and in case of failure of those municipalities so signing to select their representative by January 1st, 1922, then the City shall select three members. On all questions coming before the Board the decision of the majority shall be considered as the action of the Board except as otherwise specified herein. In case of tie, however, the vote of the representative of the company shall not count. Each member shall hold office at the pleasure of the party appointing him.

The expense of the Board, including the salary of the members, shall be fixed at an amount to be agreed upon by the parties hereto and all expenses including office rent, shall be borne by the Company and charged to operating expenses, but shall not exceed Twenty Thousand Dollars (\$20,000) annually, including all expenses which may be incurred under the provisions of the Eighth Paragraph hereof.

Expense of Board and Audit of Accounts.

EIGHTH: The Board of Control shall have the right to lease the necessary offices and employ the necessary clerical force, engineers, accountants, and others reasonably required for the purpose of securing data to enable them to pass intelligently on such budget. Any accountants selected, however, for the purpose of auditing the books shall be certified public accountants who shall make an impartial report so that the New Company can, if it desires, accept the same for its own purpose and thereby avoid duplication of efforts and expense.

Board of Arbitration.

NINTH: In case either the City or the New Company is not satisfied with the action of the Board of Control on the annual budget and supplements thereto, or on any other question passed upon said Board, the question in dispute shall be submitted to a Board of Arbitration composed of three members to be appointed within ten days of notice of the action of the Board of Control. One of said arbitrators shall be appointed by the Mayor of the City by and with the consent of Council, one by the President of the New Company, and the two so chosen shall within five days thereafter appoint a third arbitrator. If, however, either the City or the New Company shall fail to choose its arbitrator, the other party may apply to the Chairman of the Public Service Commission of Pennsylvania to appoint an arbitrator, and if the two arbitrators appointed by the City, the Company or the Chairman of the Public Service Commission are unable to select a third arbitrator, then the Chairman of the Public Service Commission shall appoint the third arbitrator, upon the application of either or both of the arbitrators chosen as hereinbefore provided. The Arbitration Board thus appointed shall be governed by the rule that the New Company shall be allowed sufficient funds to perform its corporate obligations, including the return to capital as herein provided, maintain its organization and perform all duties of operation and maintenance, as well as to render adequate service at a reasonable car fare. The decision of a majority of the Arbitration Board shall be final, except on matters over which the Public Service Commission of Pennsylvania has jurisdiction, in which cases either party shall have a right of complaint to that body. If a decision is not rendered within thirty days after the submission of a question to the Arbitration Board, then in that case the decision of the Board of Control shall be binding until the award of the Arbitrators is made except on those matters that are subject to complaint to the Public Service Commission, and in default of action by the Board of Control and Board of Arbitrators the Budget as submitted shall stand until appropriate action by such Boards.

Substitute Payment for Licenses.

TENTH: In lieu of and in substitution of all bridge tolls, pole car, wire and gross receipts taxes, and liability to clean streets as now required of the companies comprising the Pittsburgh Railways System by various ordinances

and contracts, the New Company shall pay to the City as licenses yearly, in equal quarterly installments, on the last day of each quarter, beginning with the acquisition of the street railway property by the New Company, the sum of One Hundred Thousand Dollars (\$100,000).

In case the mileage of track operated in the City is increased or decreased, either by the annexation of contiguous territory or by the construction or removal of tracks by the Company, then in that case the yearly payments shall be increased or decreased proportionately.

Payment in Lieu of Paving and Disposition of Fund.

ELEVENTH: To enable the City better to control the municipal work of paving and repaving the streets, the City shall, when it deems necessary, do the work of paving and repaving that portion of the streets now required by law or contract to be done by the present companies, within the City limits, which is not brought about by damage due to track removal or replacement, maintenance of track or car operation and the New Company shall pay to the City yearly, in quarterly installments beginning with the acquisition of the street railway property by the New Company, the sum of Two Hundred Thousand Dollars (\$200,000) for all of such work. A like amount, that is Two Hundred Thousand Dollars (\$200,000), as well as any accumulated balance from any preceding year or years, shall be appropriated in the annual budget of the City under a separate code number to be used specifically for street railway paving and shall not be subject to transfer to any other fund. The paving and repaving to be done by the City under this paragraph refers only to the actual surface paving and such foundations as may be necessary thereunder but does not include track foundation.

The work of paving and repaving brought about by track removal or replacement, maintenance of track or car operation shall be done by the New Company under the direction of the Director of Public Works.

In case of dispute as to what paving and repaving is to be done by the New Company or the City under this contract, the question shall be referred from time to time, as necessary, to the Board of Control, with the right of appeal to the Board of Arbitrators selected as hereinbefore mentioned.

Nothing in this agreement shall be construed as to relieve the New Company from payment of any assessments for benefits to real estate which may be owned by it and assessed according to law occasioned by any municipal improvement benefiting its real estate, such as sewerage, grading, paving and curbing streets.

Remedies in Case of Deficit.

TWELFTH: If it should appear that for three consecutive months of any year the actual revenue of the New Company is not sufficient to pay the accrued return to capital and approved budget requirements for that period, and in the opinion of the Board of Control this deficit is likely to continue for a further period of at least three months, the Board of Control shall issue its certificate to that effect to the City. On receipt of such certificate the City shall either agree to cancel such quarterly payments due it for paving until the revenue is sufficient to meet said budget requirements, or else it shall not object to the New Company increasing fares sufficient to cover the deficit; provided, there is nothing in this paragraph expressed to limit or restrict the right of the New Company to increase its fares as otherwise provided for in this agreement.

Disposition of Surplus.

THIRTEENTH: If, at the end of any fiscal year there is a surplus in the earnings of the New Company over and above the accrued and cumulative return to capital and operating expenses as herein agreed upon, the New Company shall pay to the Board of Control the whole of said surplus within thirty days after the end of said fiscal year. The Board of Control shall thereupon distribute said surplus to the City of Pittsburgh and to such municipalities as may agree to a plan identical to the one outlined herein, said amount to be distributed to the City of Pittsburgh and the other municipalities in the same proportion as the number of miles of operated track of said Company in each of said municipalities bears to the total miles of operated tracks in all of said municipalities; provided however, that if said surplus is increased by reason of economies in operating cost allowed for the current year, then in that case the New Company is entitled to retain one-third of such savings as in the judgment of the Board of Control was brought about by such economies; provided further, however, that the prevailing rate of fare during the greater portion of the year shall be less than the present rate of fare.

Adjustment of Car Fare.

FOURTEENTH: If at the end of any year said surplus should be of such amount as in the opinion of the majority of the Board of Control would justify a reduction in car fare, then in that case the City, or any of the municipalities or the Board of Control, in the name of either of them, shall have the right to apply to the Public Service Commission of Pennsylvania for a reduction in fare, in order to eliminate said surplus without objection on the part of the Company. If at any time it is necessary to increase the fares in order to meet the approved budget requirements and accrued and cumulative return to capital, the New Company shall have the right to file with the Public Service Commission schedules for an increase in fares sufficient to enable it to carry out the requirements of the approved budget and said return to capital, to which increase the City and municipalities shall not object.

Claims of City

FIFTEENTH: The City agrees that it will accept for its claims against the Pittsburgh Railways Company and subsidiary companies and the Receivers of the Pittsburgh Railways Company the sum of Five Hundred Twenty-six Thousand Nine hundred and One Dollars and Twelve Cents (\$526,091.12) in full up to January 1st, 1921, which amount as well as accruing charges against said Receivers for paving, bridge tolls (including Monongahela Bridge Company's claims), pole, car and wire tax and gross receipt tax, shall be paid secured by the New Company in such manner as may be mutually agreed upon between the City and the New Company.

Other Proven Claims.

SIXTEENTH: The City has no objection to the New Company assuming and agreeing to pay proven claims against the Receivers of the Pittsburgh Railways Company which the Receivers were unable to pay out of their assets. Such claims without interest may be amortized over a period of years and included as a proper charge in the annual budget.

Other Municipalities to Join in Identical Agreements.

SEVENTEENTH: The parties hereto agree that it is essential to the complete success of this plan that other municipalities in which the Pittsburgh Railways Company operates should agree to the same plan as herein outlined, and both parties pledge themselves to co-operate earn-

estly to secure as many agreements identical in principle with said municipalities as possible.

This agreement shall not become effective unless and until municipalities (other than the City of Pittsburgh) having an aggregate population of shall have made contracts identical with this contract with the parties of the second and third parts, nor shall this agreement give any rights to any municipality which shall not make such contract.

City to Co-operate to Improve Service.

EIGHTEENTH: The City agrees to co-operate with the New Company and to give its earnest consideration to all applications for franchises to enable the New Company to render efficient service in an economical manner, such as applications for the abandonment and removal of unnecessary tracks; for the granting of additional rights for curves and tracks that may be necessary to carry out the rerouting of cars that may be agreed upon; for cutting back sidewalks at corners to provide better clearance wherever practicable; for providing and maintaining proper drainage on streets where such tracks are located in such a way as the Director of Public Works may consider necessary; for keeping the tracks clear of slow moving vehicles so that the cars may be operated faster and on schedule; in harmonizing the annual street improvement program of both parties, to the end that the money expended can be most economically distributed; the granting of privileges of operating general freight service and establishing freight stations; and to applications for any other relief requiring the consent of the City that might be considered advisable and necessary to enable the New Company to render adequate service in an efficient and economical manner, without the derogation, however, of any of the police powers of the City which are inalienable.

Pledges of City and New Company.

NINETEENTH: The City further agrees to grant such consents and make such agreements with the New Company and the underlying companies of the Pittsburgh Railways as may be necessary to carry out the covenants hereof, and the New Company shall sign agreements binding itself to the conditions hereof.

Pledges of Pittsburgh Railways Company.

TWENTIETH: The Pittsburgh Railways Company is made party to this agreement for the purpose of ratifying and confirming the same in all respects, and it promises, covenants

and agrees to execute any writing which Counsel for the City and the New Company may deem necessary to carry out the terms hereof.

The party of the second part becomes a party to this agreement solely for the purpose of agreeing, as chief security holder of the party of the third part, to the execution of the general plan hereof, but nothing herein contained shall be deemed or is intended to impose any financial or pecuniary obligation on the party of the second part.

Approval of Public Service Commission.

TWENTY-FIRST: This agreement shall not become binding unless first approved by the Public Service Commission of the State of Pennsylvania, and all matters and things herein contained remain subject to its jurisdiction.

Term of Agreement.

TWENTY-SECOND: This agreement shall continue in force for a period of ten years from the day of the date hereof.

This agreement is duly authorized and approved by the City by ordinance duly enacted and approved the..... day of..... 1921.

This agreement is authorized and approved by the Board of Directors of the Philadelphia Company at a meeting duly called on the..... day of..... 1921, a full quorum being present authorizing and approving same.

This agreement is authorized and approved by the Board of Directors of the Pittsburgh Railways Company at a meeting duly called on the..... day of..... 1921, a full quorum being present authorizing and approving same.

CITY OF PITTSBURGH

By..... Mayor

Countersigned

City Controller

Attest:

Mayor's Secretary

Attest:

PHILADELPHIA COMPANY

By..... President

Attest:

Secretary

PITTSBURGH RAILWAYS COMPANY

By..... President

Attest:

Secretary

Approved as to form

City Solicitor

Special Assistant City Solicitor

Which was read.

Mr. Garland moved.

That the communication be received and filed, and printed in full in the record.

Mr. English arose and said:

Mr. President, might it not be germane at this time to pass a resolution instructing the Law Department to have copies of this agreement printed and sent to all the different civic organizations in the City, such as the Chamber of Commerce, the Allied Boards of Trade, the various boards of trade, the Congress of Women's Clubs and other organizations, and ask them to study this proposition and be prepared to give us their suggestions and recommendations.

I think this is the proper time to do this before Council adjourns. Therefore, we should authorize the City Solicitor to have several thousand copies of this agreement printed and charge him and the City Clerk with the responsibility of putting them in the hands of all those people who are interested in this matter.

The Chair said:

I want to say that Mr. Monro representing the Law Department made it plain that he wanted this matter thoroughly discussed by the Council and the public before any action was taken.

And the question recurring, "Shall the communication be received and filed, and printed in full in the record?"

The motion prevailed.

Mr. English moved

That the City Solicitor and the Special Assistant City Solicitor on Public Utility Litigation be instructed to have printed and forward as soon as possible copies of this proposed agreement in the street railway matter to all civic organizations who might be interested in this problem, such as the Chamber of Commerce, Allied Boards

of Trade, and the separate boards of trade, composing same, Congress of Women's Clubs, and various clubs and organizations and ask them for their opinion and suggestions for amendments, or statements, regarding this proposed agreement, so that Council may have the benefit of all the public discussion on this question before taking action.

Mr. George N. Monro, Jr., Special Assistant City Solicitor, being present, said:

Mr. President and Gentlemen of Council:—Inasmuch as we had this matter up in conference repeatedly and inasmuch as we have your idea and you have ours, and as we have agreed that as much publicity as possible should be given this matter, I have no objection to having as many copies of this agreement printed as may be needed in a widespread campaign of publicity.

I think we have enough in our fund to pay for these printed copies, and I strongly recommend on this important matter that you give it as wide publicity as possible and send out as many copies as possible.

This is not a classical study, but it is something which Mr. Thompson and his attorneys say they will recommend and have the companies represented by them approve, and as far as they are concerned, their word on that is as good as the action of the board, and we can assume that this is a contract that will be taken care of by the other side unless there are some radical changes made after we hear from these different civic organizations.

The Chair said:

You recommend that this be done?

Mr. Monroe:

Yes, sir; I do.

And the question recurring on the motion of Mr. English,

The motion prevailed.

Mr. Oliver moved

That the City Solicitor and the Special Assistant City Solicitor in forwarding copies of the agreements to the various organizations accompany them with a letter asking these organizations to make their report to Council of any suggestions or recommendations which they wish to propose within thirty days.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3562. Report of the Committee on Finance for July 19th, 1921, Transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3488. An Ordinance entitled, "An Ordinance appropriating and setting aside from the Proceeds of Negley Run Sewer Bonds, Bond Fund Appropriation No. 215, an additional sum of \$10,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Oliver

Dailey

Robertson

English

Winters

Garland

Herron (President)

Henderson

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3489. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, an additional sum of \$10,000.00, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3490. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, an additional sum of \$20,000.00 for the payment of Engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3491. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a swimming pool at, and otherwise improving of, Troy Hill Playgrounds, and authorizing

the setting aside of \$25,000.00 from the proceeds of the sale of Playgrounds Improvement Bonds, 1919, appropriation 201, for the payment of the cost thereof."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1563. Resolution authorizing the issuing of a warrant in favor of the J. Black Company in the sum of \$15.00, refunding amount paid for dance license No. 121, which was not used, and charging the same to No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3370. Resolution authorizing the issuing of a warrant in favor of Miss Margaret McGinley in the sum of \$500.00, in full settlement of all claims for damages which she might have against the City by reason of injuries sustained by falling on defective boardwalk on Wakefield street, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3480. Resolution authorizing the issuing of a warrant in favor of General Underwriters, Inc., for the sum of \$413.00, in payment of insurance premiums on buildings and contents for mechanical hall and restaurant building, Duquesne Way, and charging same to Code Account 1727, Miscellaneous, Expo. Bldg.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3482. Resolution appropriating the sum of \$5,000.00 to help defray expenses of convention of the American Legion of Pittsburgh and Allegheny County in Pittsburgh on September 22nd, 23rd and 24th, 1921, and authorizing the issuing of warrants in payment of said expenses, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3486. Resolution approving the payment of extras, amounting to \$250.00, in the contract with J. Toner Barr for the construction of a swimming pool in Sheridan Playground.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3402. Resolution authorizing the issuing of a warrant in favor of John Stevens in the sum of as full compensation for injuries received while attempting to assist in capture of Samuel Gobba, who assaulted and robbed Miss Caroline Ulmer at her home at 910 E. Diamond street, and charging the same to Code Account No. 42, Contingent Fund.

In Finance Committee, July 19th, 1921, Read and amended by inserting in blank space "\$1000.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3481. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1461, Item A, Salaries, Regular Employees, to No. 1464, Item C, Supplies, Bureau of Fire.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3493. Resolution authorizing and directing the City Controller to transfer the sum of \$300.00 from Code Account No. 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account No. 1263, Wages, Temporary Employees, Division of Plumbing and House Drainage, Bureau of Sanitation, Department of Public Health.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3494. Resolution authorizing and directing the City Controller to transfer the sum of \$771.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1891, Music and Entertainments—Bands.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3495. Resolution authorizing and directing the City Controller to transfer the sum of \$15,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 44, Workmen's Compensation Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3500. Resolution authorizing and directing the City Controller to transfer the sum of \$1500.00 from Code Account No. 42-M Contingent Fund, to Code Account No. 1631½, Regrading Hobart street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3508. Resolution authorizing and directing the City Controller to transfer the following funds in certain code accounts of the Bureau of Engineering:

\$300.00 from Code Account No. 1547-E Repair Schedule, to Code Account No. 1543-B, Misc. Services, Division of Bridges;

\$600.00 from Code Account No. 1576-E, Repair Schedule, to Code Account No. 1572-B, Misc. Services, Division of Sewers;

\$650.00 from Code Account No. 1599-E, General Repaving, to Code Account No. 1583-B, Misc. Services, Division of Streets.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3530. Resolution authorizing and directing the City Controller to transfer the sum of \$600.00 from Code Account No. 42, Contingent Fund, to Code Account No., Equipment, Duquesne Heights Playgrounds, located on the Bingham property at Shaler and Greenleaf streets.

In Finance Committee, July 19th, 1921, read and amended by inserting in blank space "1911½", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1181. Resolution authorizing and directing the Mayor to execute and deliver a deed for two lots Nos. 27 and 28 on Clarence street, 19th Ward, to Thomas A. Callin for the sum of \$160.00, same to be paid as follows: A certified check for \$20.00 accompanying this resolution, \$40.00 on delivery of deed and \$25.00 per month until paid.

In Finance Committee, July 19th, 1921, read and amended by striking out after the words "sum of \$160.00," the balance of the resolution, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3158. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot on Courtright street, 27th Ward, to Michael Sandusky, for the sum of \$150.00.

In Finance Committee, July 19th, 1921, Read and amended by striking out "\$150.00" and by inserting in lieu thereof "\$250.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agree d to b y council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 3531. Resolution requesting the Director of the Department of Public Works to furnish to the Committee on Finance, as soon as possible, plans and specifications, and an estimate of, the cost of constructing a swimming pool in Lewis Playground, 15th Ward.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

Mr. Robertson presented

No. 3563. Report of the Committee on Public Works for July 19th, 1921, transmitting several ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3091. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Beechwood Boulevard, from Penn avenue to Fifth avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3498. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Pemberton street, from Wapello street to Wickshire street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3504. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs to the McFarren Avenue Bridge, over Nine Mile Run, and providing for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3512. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to ad-

vertise for proposals and to award a contract or contracts for the construction of a relief sewer on certain streets and private properties in the Homewood District of the Negley Run Drainage Basin; describing the same, and authorizing the setting aside of the sum of Eighty-six thousand (\$86,000.00) dollars from the proceeds of the Negley Run Sewer Bonds, Series B, Bond Fund Appropriation No. 215, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1643. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$112.70, for extra work done on the contract for repaving Sixth avenue, from Liberty avenue to Smithfield street, and charging same to contract No. 972, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3564. Report of the Committee on Public Service and Surveys for July 19th, 1921, transmitting two ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2733. An Ordinance entitled, "An Ordinance establishing the grade of Valonia street, from Ramona street to Attica street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3505. An Ordinance entitled, "An Ordinance authorizing the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and operate a certain railroad track across Twenty-first street, between Railroad street and Smallman street, 2nd Ward, City of Pittsburgh."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver also presented

No. 3565. Report of the Committee on Public Service and Surveys for July 22nd, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3083. An Ordinance entitled, "An ordinance locating the Boulevard of the Allies, in the 1st and 4th Wards of the City of Pittsburgh, between Grant street at Second avenue and Craft avenue, to a variable width, placing same on the general plans of streets and ways in the said City of Pittsburgh."

Which was read.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Mr. Winters presented

No. 3566. Report of the Committee on Filtration and water for July 19th, 1921, transmitting two resolutions to council.

Which was read, received and filed.

Also

Bill No. 3509. Resolution authorizing the issuing of a warrant in favor of The Pennsylvania Drilling Company, of 1808-14 West Carson street, Pittsburgh, Pa., in the sum of \$3,059.32, in full settlement for drilling

core wells and casing at Highland No. 2 Reservoir, in May and June, 1921, and charging same to Account 203-C, Water Bonds, Series A, 1919.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3510. Resolution authorizing the issuing of a warrant in favor of Rensselaer Valve Company in the sum of \$1284.00, or so much of the same as may be necessary, for one (1) 36 inch gate valve for the Bureau of Water, same to be chargeable to and payable from Code Account 203-C.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 3567. Report of the Committee on Public Safety for July 19, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3483. Resolution authorizing and directing the Director of the Department of Public Safety to extend to Robert L. VanDyke, an employee of the Division of Accounts and Permits suffering with Tuberculosis) three months' leave of absence, from July 30th, 1921, with pay, and authorizing the issuing of a warrants in favor of said Robert L. VanDyke in payment thereof, same to be charged to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Winters called up

Bill No. 3295. Communication from the Mayor nominating Albert D. Brandon for the position of Police Magistrate.

In Council, July 18th, 1921, Read and motion lost to reconsider action to postpone.

Which was read.

Mr. Winters moved

To reconsider the vote by which further action was postponed for the present.

Mr. Winters said

At the last meeting of Council, Mr. President, action on the Mayor's appointment was further postponed at

the request of Mr. Dailey, as he said he wanted an opportunity to look into the matter as to whether the Mayor could mandamus Council, and if he has done so, whether he is prepared to render judgment on that point. I would like to ask Mr. Dailey if he has looked into the matter?

Mr. Dailey said

Mr. President, in answer to Mr. Winters, I want to say that the City Solicitor is right and if the Mayor sees fit he can mandamus Council.

And the question recurring on the motion to reconsider the vote by which further action was postponed for the present, Mr. Winters demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were ordered taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
English	Winters
Noes—Messrs.	
Dailey	Oliver
Garland	Robertson
	Herron (President)

Ayes—4.

Noes—5.

And there not being a majority of the votes in the affirmative, the motion did not prevail.

President Herron at this time called Mr. Winters to the Chair.

And Mr. Winters took the chair.

Mr. Robertson moved

That the Minutes of the proceedings of Council at meetings held on July 6th, 11th and 18th, 1921, be approved.

Which motion prevailed.

Mr. Oliver obtained leave and at this time presented

No. 3568. An Ordinance fixing the position of the southerly curb line of the Boulevard of the Allies, from Grant street to a point 333.7 feet east of Brady street, and establishing and re-establishing the grade thereof, from Grant street to Craft avenue.

Which was read and referred to the Committee on Public Service and Surveys.

And on motion of Mr. Garland,

Council Adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Tuesday, July 26th, 1921

No. 37

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Tuesday, July 26th, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa.,

July 23, 1921.

Mr. E. J. Martin

Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Tuesday, July 26, 1921, at 12 o'clock, M., to take up such business as may come before the meeting.

Yours very truly,

John S. Herron

President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

The Chair presented

No. 3569. Communication from Residents of Mount Washington asking for the development of Mt. Washington Park.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Oliver presented

No. 3570. Reports of the Committee on Public Service and Surveys for July 26, 1921, transmitting an ordinance to council.

Which was read received and filed.

Mr. Oliver moved

A suspension of Rule VIII, which provides that all bills and resolutions shall be printed when returned from committee and copies mailed to each member of council at least 48 hours previous to the meeting of council at which such bills or resolutions are to be considered.

Which motion prevailed.

Mr. Oliver moved

A suspension of Rule V, which provides that the Clerk shall mail a notice to the members of special meetings of Council not later than 48 hours previous to said meetings.

Which motion prevailed.

Mr. Oliver also presented, with an affirmative recommendation,

Bill No. 3542. An Ordinance entitled, "An Ordinance locating the BOULEVARD OF THE ALLIES, in the 1st and 4th Wards of the City of Pittsburgh, between Grant street at Second avenue and Craft avenue, to a variable width, placing same on the general plans of streets and ways in the said City of Pittsburgh.

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Herron (President)
Henderson	

Noes—Messrs.

Garland	Winters
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Ayes—7.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 3083. An Ordinance entitled, "An Ordinance locating the BOULEVARD OF THE ALLIES, in the 1st and 4th Wards of the City of Pittsburgh, between Grant street at Second avenue and Craft avenue, to a variable width, placing same on the general plans of streets and ways in the said City of Pittsburgh."

Which was read.

Mr. Oliver moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

And on motion of Mr. Dalley

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Wednesday, July 27th, 1921

No. 38

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Wednesday, July 27th, 1921.
Council met pursuant to the following call:

Pittsburgh, Pa.,
July 25th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Wednesday, July 27th, 1921, at 12 o'clock M., for the consideration of committee reports and such other business as may come before the meeting.

Yours respectfully,
John S. Herron,
President.

Which was read, received and filed.
Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Mr. Oliver moved

A suspension of Rule V, which provides that the Clerk shall mail a notice to the members of special meetings of council not less than 48 hours previous to said meetings.

Which motion prevailed.

Mr. Oliver moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions, when returned from committee, shall be printed and copies mailed to each member at least 48 hours previous to a meeting of council, in order that the same may be considered.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Oliver presented

No. 3571. Report of the Committee on Public Service and Surveys for July 27th, 1921, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3215. An Ordinance entitled, "An Ordinance changing the name of Forbes street, in the 4th Ward, between a point 593.03 feet east of Brady street and Craft avenue, to 'The Boulevard of the Allies.' "

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3214. An Ordinance entitled, "An Ordinance changing the name of Bluff street, in the First ward, between a point 184.39 feet west of Stevenson street and Gist street, to 'The Boulevard of the Allies.'"

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3568. An Ordinance entitled, "An Ordinance fixing the position of the southerly curb line of the Boulevard of the Allies, from Grant street to a point 333.7 feet east of Brady street, and establishing and re-establishing the grade thereof, from Grant street to Craft avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson

English
Garland
Henderson

Winters
Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

The Chair presented

No. 3572. RESOLVED, That the Director of the Department of Public Works be and he is hereby requested to furnish to the Committee on Finance, as soon as possible, plans and specifications, and an estimate of the cost of constructing a swimming pool in Washington Park, 3rd Ward.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Mr. Anderson, at this time, obtained leave and presented

No. 3573. Resolution authorizing the issuing of a warrant in favor of Dr. N. P. Davis in the sum of \$25.00, for medicinal services rendered James McMoil, Chauffeur-Mechanic in the Municipal Garage and Repair Shop, who was injured in the performance of his duty as said employee, and charge same to Appropriation No. 42 Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. Dailey presented

No. 3574. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1883, for the partial improvement of the Mount Washington Playground.

Which was read and referred to the Committee on Finance.

Mr. Garland presented.

No. 3575. Resolution authorizing and directing the City Controller to transfer the sum of \$25,000.00 from Code Account No. 1755, Mechanical Division, Bureau of Water, Department of Public Works, to Code Account No. 42, Contingent Fund.

Also

Bill No. 3576. Resolution authorizing the issuing of a warrant in favor of Walter F. Weinz for the sum of \$10.00, refunding excessive charge for permit for electric sign at 7217 Frankstown avenue, and charging the same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

And on motion of Mr. Dailey.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Thursday, July 28th, 1921

No. 39

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Thursday, July 28th, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa.

July 26th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Thursday, July 28th, 1921, at 11:45 o'clock, a. m., for the consideration of committee reports and such other business as may come before the meeting.

Yours respectfully,
John S. Herron,
President.

Which was read, received and filed.

Present—Messrs

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Absent:—Mr. Anderson.

Mr. Garland moved

A suspension of Rule V. which provides that the Clerk shall mail a notice to the members of special meetings of council not less than 48 hours previous to said meetings.

Which motion prevailed.

Mr. Garland moved

A suspension of Rule VIII. which provides that all bills, ordinances and resolutions, when returned from committee, shall be printed and a copy of each mailed to each member at least 48 hours previous to a meeting of council in order that the same may be considered.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3577. Report of the Committee on Finance for July 26th, 1921, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3537. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of One hundred twenty-five thousand dollars (\$125,000.00) for the payment of Miscellaneous Services, Supplies, Materials, Repairs and equipment furnished to the Bureau of Water, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3549. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Street Improvement Bonds, Series 'C', Bond Fund Appropriation No. 194, the sum of Five thousand (\$5,000.-00) dollars for the payment of Engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services entailed in the prosecution of the improvement of Brownsville avenue, from Warrington avenue to Carson Street East."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 2664. Resolution authorizing the issuing of a warrant in favor of Thomas F. Carroll, Superintendent of the the Bureau of Police, for the sum of \$160.00, covering monies expended for Pennsylvania State Drivers' license for use of patrol wagon drivers, motorcycle patrolmen and chauffeurs of the Bureau of Police for the years 1920 and 1921, and charge the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3532. Resolution authorizing the issuing of warrants in payment of the cost and expense of Thomas F. Enright funeral, which took place Saturday morning, July 16th, 1921, and charging the same to Appropriation No. 42, Contingent Fund:—

Frank P. McCabe	\$213.00
J. L. Bingham,	32.00
Bands—Veterans of Foreign Wars, No. 1	155.50
Bands—Veterans of Foreign Wars, No. 2	142.50
Salvation Army, for Bands ..	35.00
.....	\$578.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Bill No. 3532. Resolution authorizing the issuing of warrants in favor of Sara McClanahan, a Woman Police Auxiliary, in the Bureau of Police, for the sum of \$89.80, covering monies expended by her in securing evidence against alleged forgers, during the period from September 1st, 1920, to May 1st, 1921, and in charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs. Dailey, Oliver, English, Robertson, Winters, Henderson, Herron (President)

Noes None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also Bill No. 3533. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$12,500.00 from Code Account No. 1461, Removall, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1468, Item F, Equipment and Machinery, Bureau of Fire.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs. Dailey, Oliver, English, Robertson, Winters, Henderson, Herron (President)

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented, No. 3578. Report of the Committee on Public Works for July 26th, 1921, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation, Bill No. 3249. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Winslow street, from Paulson avenue to Winfield street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time, and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs. Dailey, Oliver, English, Robertson, Winters, Henderson, Herron (President)

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also Bill No. 3288. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Mohler street, from Wheeler street to Ferndale street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3540. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 40 feet, paving and curbing of Reed street, from Overhill street to Lombard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3550. An Ordinance entitled, "An Ordinance repealing Or-

dinance No. 234, entitled, 'An Ordinance widening Brownsville avenue, in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington avenue and a point 23.02 feet west of the first angle east of William street hereinafter designated and described as portions A, B, C, D, and E, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby,' approved July 23rd, 1919."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3545. An Ordinance entitled, "An Ordinance providing for the advertising for proposals and the letting of a contract for the installation of a new 15-Ton Auto Truck Scale in the freight yards of the Pennsylvania Railroad Company at 17th Street, Pittsburgh, Pa."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3546. Resolution authorizing the issuing of a warrant in favor of the Thos. Cronin Company in the sum of \$258.30, for extra work done on contract for the reconstruction of the substructure and the replacement of the superstructure for Shaler street bridge over Saw Mill Run, and charging same to Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3547. Resolution authorizing the issuing of a warrant in favor of United Iron and Metal Company for a carload of lumber furnished the Division of Boardwalks and Steps in the sum of \$929.48, or so much of the same as may be necessary, same to be chargeable to and payable from Code Account No. 1641.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3579. Report of the Committee on Public Service and Surveys for July 26, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3543. An Ordinance entitled, "An Ordinance re-establishing the grade of Carson Street West, from south approach to the Smithfield Street Bridge to a point 800 feet west therefrom."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver also presented

No. 3580. Report of the Committee on Public Service and Surveys, for July 27th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3506. An Ordinance entitled, "An Ordinance locating Forbes street at the width of eighty (80) feet, from Murray avenue to

Shady avenue, in the Fourteenth ward, by revising the lines thereof and including Forbes street, a street having a width of seventy (70) feet, so that the street as located shall be included within the street lines as hereinafter described."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 3581. Report of the Committee on Filtration and Water for July 26, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3552. Resolution authorizing the issuing of a warrant in favor of Midway Coal Company in the sum of \$1573.59, or so much of the same as may be necessary, for coal furnished the Pumping Stations at Aspinwall, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. Henderson presented.

No. 3582. Report of the Committee on Parks and Libraries for July 26, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3541. An Ordinance entitled, An Ordinance providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Department of Public Works, Bureau of Parks."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Mr. Dailey presented

No. 3583. Report of the Committee on Public Safety for July 26, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3534. An Ordinance entitled, "An Ordinance providing for the letting of a contract for furnish-

ing one (1) Triple Combination Auto Propelled Gasoline Fire Apparatus for the Bureau of Fire."

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Dailey moved

That the following members be excused for absence from council and committee meetings:—

Mr. Anderson on May 4, 9, 10, 11, 16, 18 and 24; June 6, 8, 15, 17, 20, 21, 22, 27 and 28, and July 6, 7, 8 and 11, 1921.

Mr. English on May 18; June 22, 27 and 28, and July 6, 7, 8 and 11, 1921.

Mr. Garland on April 27; May 11; June 8, and July 12, 1921.

Mr. Henderson on April 27; May 2, 4, 9, 10, 11 and 16, and June 8 and 15, 1921;

Mr. Oliver on April 27, and June 17 and 28, 1921;

Mr. Robertson on June 6, 20, 21 and 22, and July 11, 12, 18 and 19, 1921;

Mr. Winters on May 18, 24 and 28; June 7, 8 and 21, and July 6, 7, and 19, 1921.

Which motion prevailed.

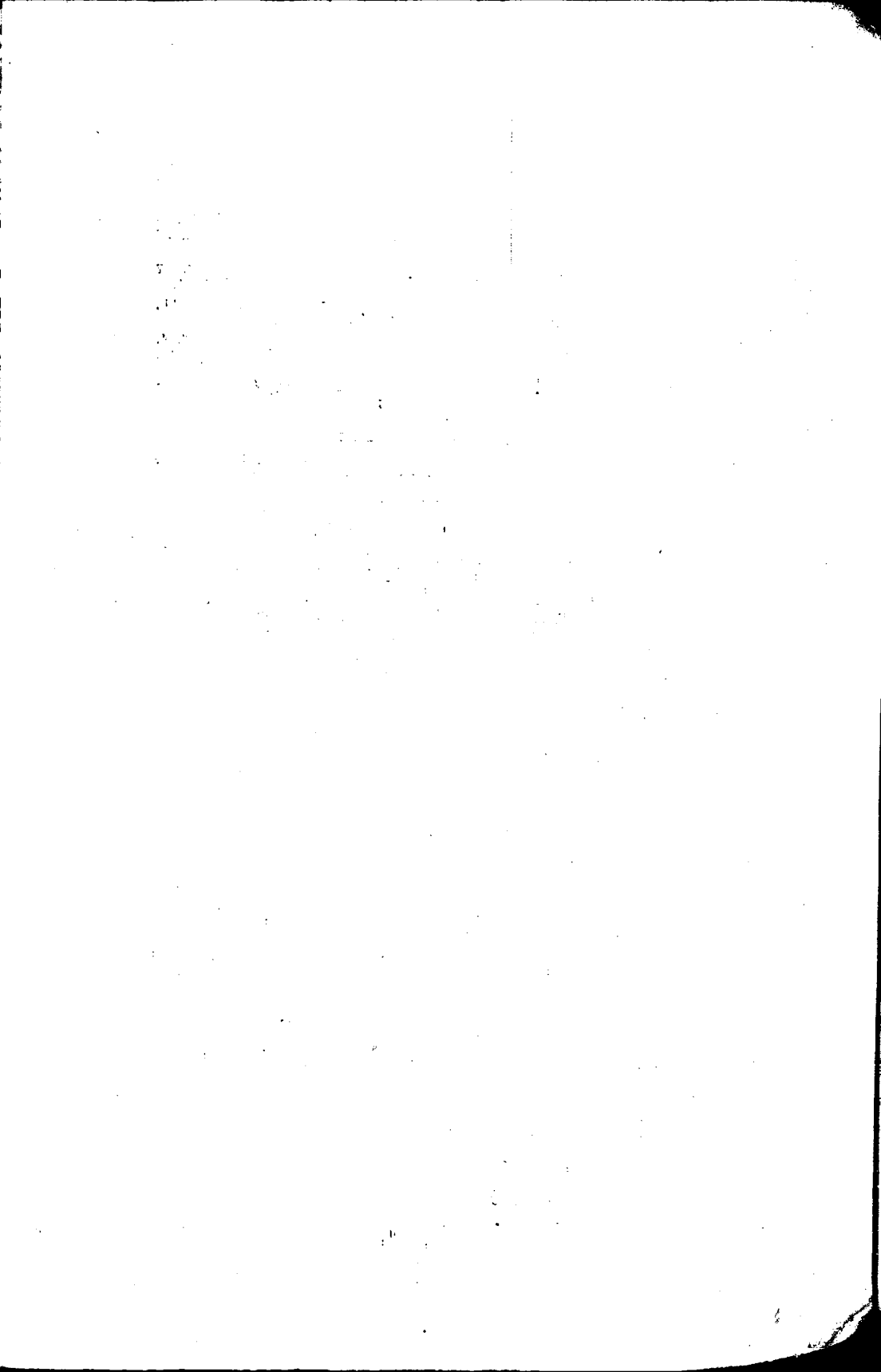
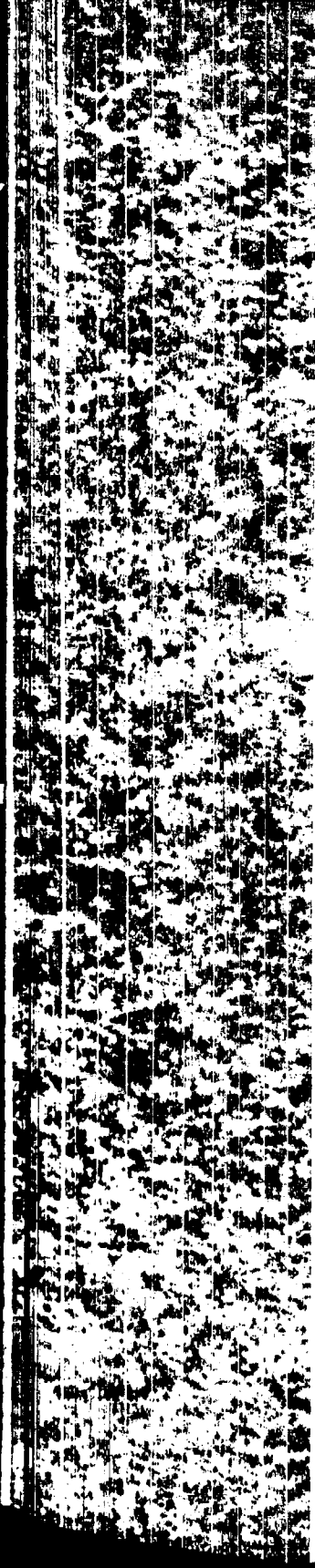
Mr. Garland moved

That when Council adjourns, it adjourns to meet at the call of the **Chair.**

Which motion prevailed.

And on motion of **Mr. Garland.**

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, August 8th, 1921

No. 40

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

GAL. ONE—NO. 40.

Pittsburgh, Pa.,

Monday, August 8th, 1921.

Council met pursuant to the following call:

Pittsburgh, August 5th, 1921.

Mr. E. J. Martin,

Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Monday, August 8th, 1921, at 11 o'clock, a. m., to consider such business as may come before the meeting.

Yours respectfully,

John S. Herron,

President,

Which was read, received and filed.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Herron (President)
Garland	

Absent—Messrs.

Henderson

Winters

PRESENTATIONS

Mr. Anderson presented

No. 3584. Resolution authorizing the issuing of a warrant in favor of the Pitt Construction Company for the sum of \$259.85, for ex-

tra work done on contract for new grandstand at Schenley Park Oval, and charging same to Code Account 1895 ½, Grandstand, Schenley Park.

Also

No. 3585. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with Booth & Flinn, Ltd., of Pittsburgh, Pa., for the purpose of making a fill on certain property in McKinley Park, 18th Ward, City of Pittsburgh.

Which were read and referred to the Committee on Parks & Libraries.

Mr. Dailey presented

No. 3586. Resolution authorizing the issuing of warrants in favor of Animal Rescue League, of Pittsburgh, for the sum of \$1,084.68, for work done during the month of July, 1921, and charging to Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police and Shriver Stewart, District Commissioner in the Bureau of Police, for the sum of \$5.25, covering monies expended by him in securing evidence against Massage Parlors and Illegal Liquor Selling, and charging to Code Account No. 1459-M, Traveling Expenses, Bureau of Police.

Also

No. 3587. An Ordinance providing for the letting of a contract or contracts for alterations and repairs at No. 45 Engine House, Bureau of Fire, Preble avenue, North Side, Pittsburgh.

Also

No. 3588. An Ordinance authorizing the Mayor and the Director of the Department of Public Safety to enter into a contract with the American Gas Accumulator Company for the installation, erection, maintenance and operation of highway danger signals on the main traveled highways of the City, and providing the terms and conditions thereof.

Which were severally read and referred to the Committee on Public Safety.

Mr. Garland presented

No. 3589.

CITY OF PITTSBURGH
PENNSYLVANIA

August 1st, 1921.

To the Honorable, the Council
of the City of
Pittsburgh.

Gentlemen:

Whereas, a partial failure of the northerly embankment at Highland Reservoir No. 2 has necessitated the provision of funds with which to meet the cost of immediate repairs in order that the reservoir may be again placed in service at the earliest possible date, and whereas, there is no existing appropriation from which this extraordinary expense can be paid.

Now, therefore, Pursuant to the terms and provisions of Section 13 of the Act of May 31, 1911, relating to appropriations, we, the undersigned, the Mayor and the Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of Fifty-five thousand dollars (\$55,000.00) to meet the same, or so much thereof as may be necessary.

E. V. BABCOCK,

Mayor.

E. S. MORROW,

Controller.

Also

No. 3590. An Ordinance making an emergency appropriation in the sum of \$55,000.00, or so much thereof as may be necessary, to the Department of Public Works, Bureau of Water, for the purpose of providing funds to meet the cost of repairs to Highland Reservoir No. 2.

Also

No. 3591. An Ordinance providing for the making of a contract or contracts for the relining of a portion of Highland Reservoir No. 2 in the City of Pittsburgh.

Also

No. 3592. An Ordinance authorizing the execution of an agreement with the Pittsburgh & Lake Erie Railroad Company relating to the improvement of Carson Street East, and making an appropriation in connection therewith.

Also

No. 3593. Resolution authorizing and directing the Mayor to execute and deliver a deed to William Johnston for the sum of \$1,000.00, for triangular lot located at the corner of Perrysville avenue and Carrington street.

Also

No. 3594. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 42 in Christian Siebert's Plan, on McCandless street, 10th Ward, to Peter Kuzera for the sum of \$1300.00.

Also

No. 3595. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 42, Contingent Fund, and to credit \$1500.00 thereof to Code Account No. 1550-A3, Wages, and the balance of \$500.00 to No. 1553-D, Materials, Bridge Repairs, Division of Bridges, Bureau of Engineering.

Also

No. 3596. Resolution authorizing and directing the City Controller to transfer the sum of \$6,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick street," Division of Streets, Bureau of Engineering, to Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering.

Also

No. 3597. Resolution authorizing and directing the City Controller to transfer the sum of \$1300.00 from Code Account 1243, Salaries, Regular Employees, Bureau of Child Welfare, to Code Account 1244, Wages, Temporary Employees, same bureau.

Also

No. 3598. Resolution authorizing and directing the City Controller to transfer the following:—
From Code Account No. 1634,
Supplies, Sewer Drops,
To Code Account No. 1604,
Supplies, General Office \$ 100.00
From Code Account No. 1630,
Misc. Services, Rep. Highways,
To Code Account No. 1609,
Supplies, Division Offices \$ 300.00
From Code Account No. 1617,
Equip. and Machinery,
Stables and Yards,
To Code Account No. 1616,
Repairs, Stables and
Yards \$1,500.00

From Code Account No. 1622,
Misc. Services, Cleaning
Highways,
To Code Account No. 1616,
Repairs, Stables and
Yards\$ 500.00

From Code Account No. 1626,
Equip. and Machinery,
Cleaning Highways,
To Code Account No. 1616,
Repairs, Stables and
Yards\$ 500.00

From Code Account No. 1626,
Equip. and Machinery,
Cleaning Highways,
To Code Account No. 1623,
Supplies, Cleaning High-
ways\$1,000.00

Also

No. 3599. Resolution author-
izing and directing the City Con-
troller to transfer \$750.00 from
Code Account No. 42, Contingent
Fund, to Code Account No. 1789,
Salaries, temporary, Golf Grounds,
Bureau of Parks.

Also

No. 3600. Resolution author-
izing and directing the City Con-
troller to transfer the sum of \$5452.50
from Code Account No. 1589-G, Re-
taining Wall Schedule, to the gen-
eral fund of Code Account No. 194,
Street Improvement Bonds.

Also

No. 3601. An Ordinance auth-
orizing the taking, using, appropriat-
ing and condemning by the City of
Pittsburgh of certain property of
Elizabeth Steel Magee Hospital;
Eugene M. O'Neil; Emily O'Neil Davies
Peoples Natural Gas Company; James
H. McQuade and John Moronzik, sit-
uate in the Fourth ward of the City
of Pittsburgh, for public park pur-
poses, and authorizing the Director
of the Department of Public Works
of the City of Pittsburgh to take the
necessary proceedings therefor.

Also

No. 3602. An Ordinance
amending certain portions of Section
53, Department of Public Works,
Bureau of Engineering, and Section
56, Department of Public Works, Di-
vision of Design, of Ordinance No.
434, entitled, "An Ordinance fixing
the number of officers and employees of
all departments of the City of Pitts-
burgh, and the rate of compensation
thereof," which became a law Janu-
ary 2nd, 1920, and as amended by
Ordinances Nos. 127, 137, 150, 186,
472 and 269, approved April 1st,
April 3rd, April 8th and May 5th,

1920, and January 3rd and June 24th,
1921, respectively.

Also

No. 3603. An Ordinance
amending Section 54, Department of
Public Works, Bureau of Surveys, of
Ordinance No. 434, entitled, "An Or-
dinance fixing the number of officers
and employees of all departments
of the City of Pittsburgh, and the
rate of compensation thereof," which
became a law January 2, 1920.

Which were severally read and re-
ferred to the Committee on Finance.

Mr. Robertson presented

No. 3604. An Ordinance wid-
ening Forbes street, in the 14th
Ward of the City of Pittsburgh, from
Murray avenue to Shady avenue, and
providing that the costs, damages
and expenses occasioned thereby be
assessed against and collected from
properties benefited thereby.

Also

3605. An Ordinance widen-
ing certain parts of Lawn street, in
the Fourth ward of the City of
Pittsburgh, between Maurice street
and Rock street, as hereinafter des-
ignated and described as parts "A"
and "B"; fixing the width and posi-
tion of the sidewalks and roadway;
providing for the sloping and park-
ing of the portions of said Lawn
street lying without the lines of the
sidewalks and roadway, and provid-
ing that the cost, damages and ex-
penses occasioned thereby be assessed
against and collected from the prop-
erties benefited thereby.

Also

No. 3606. An Ordinance wid-
ening Bigelow Boulevard at its in-
tersection with Kirkpatrick street,
in the Second ward of the City of
Pittsburgh, and providing that the
cost, damages and expenses occasioned
thereby be assessed against and col-
lected from properties benefited there-
by.

Also

No. 3607. An Ordinance wid-
ening Middletown road, in the 20th
Ward of the City of Pittsburgh, from
Tyndall street to Ladoga street, and
providing that the cost, damages
and expenses occasioned thereby be
assessed against and collected from
properties benefited thereby.

Also

No. 3608. An Ordinance wid-
ening Carson Street East, in the 17th
Ward of the City of Pittsburgh, from
the first angle east of Sycamore
street to a point 73.92 feet west of

South First street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3609. An Ordinance authorizing and directing the grading, paving and curbing of Ravenna street, from Shady avenue to Spahr street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3610. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the reconstruction of a portion of the Cunliffe Hollow sewer; extending across Wilmot street and property to be acquired by the City of Pittsburgh, from a point about 30 feet northeast of Wilmot street to a point 130 feet southwest of Wilmot street, and providing for the payment of the cost thereof.

Also

No. 3611. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Hazelwood avenue, from Sabina street to the Monongahela river, and the extension of the outfall of Jones and Laughlin Steel Company's sewer adjoining, and authorizing the setting aside for payment of the cost thereof, the sum of Seventy-six thousand (\$76,000.00) dollars from the proceeds of the sale of Hazelwood Avenue Sewer Bonds, Bond Fund Appropriation No. 227; also the additional sum of Ten thousand (\$10,000.00) dollars to be paid to the City by the Jones and Laughlin Steel Company to cover the additional cost incurred by constructing the said sewer extension of the said sewer outfall in conformity with the terms of an agreement entered into by virtue of Ordinance No. 332, approved July 23, 1921.

Also

No. 3612. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for constructing new curbing and laying sidewalk on the northerly side of Bigelow Boulevard, from Seventh avenue eastwardly, and authorizing and setting

aside of the sum of Fifteen thousand (\$15,000.00) dollars from the proceeds of Bigelow Boulevard Improvement Bonds, 1919, Appropriation No. 191, for the payment of the cost thereof.

Also

No. 3613. Resolution authorizing the issuing of a warrant in favor of Rogers Sand Company in the sum of \$829.65, or so much of the same as may be necessary, in payment of two (2) cars of cement for the Pittsburgh Asphalt Plant, same to be chargeable to and payable from Code Account No. 1656.

Also

No. 3614. Resolution authorizing the issuing of a warrant in favor of W. T. Hardester in the amount of \$85.00, as extra work in contract for redecorating Exposition Music Hall, and charging same to Appropriation No. 1730-E.

Also

No. 3615. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for Improving Surface Drainage on Brereton street at the 28th Street Bridge, and providing for the payment of the cost thereof.

Also

No. 3616. Resolution authorizing the issuing of a warrant in favor of Thos. Cronin Company for the sum of \$58.42, for extra work done on the contract for repaving South 18th Street, from East Carson street to Mary street, and charging same to Contract No. 1134, on file in the City Controller's Office.

Also

No. 3617. Resolution approving the payment of extras, amounting to \$6,645.24, in contract with Booth & Flinn, Ltd., for the grading, regrading, paving, repaving and otherwise improving Second avenue, from Liberty avenue to Grant street.

Also

No. 3618. Resolution authorizing the issuing of a warrant in favor of Thos. Cronin Company for the sum of \$191.52, for extra work done on the contract for repaving Sandusky street, from Plush way to North avenue, and charging same to contract No. 1125, on file in the City Controller's Office.

Also

No. 3619. Resolution approving the payment of extras, amounting to \$4,507.39, in contract with Jas. H. McQuade & Sons Co., for the grading, regrading, paving, repaving and otherwise improving Ferry street, from Liberty avenue to Water street.

Also

No. 3620. Resolution authorizing and directing the Director of the Department of Public Works to continue the work of restoring the Bigelow Boulevard at Kirkpatrick street under the terms of Contract No. 5606, Mayor's Office File No. 286, executed on May 31st, 1921, with the John F. Casey Company, and appropriating the sum of \$35,000.00, or so much thereof as may be necessary, from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," and authorizing the issuing of warrants on said fund for the payment of said additional work.

Which were severally read and referred to the Committee on Public Works.

Mr. Oliver presented

No. 3621. An Ordinance re-establishing the grade of Ravenna street, from Greenbriar way to Carson street.

Also

No. 3622. An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson Street East, from the south approach to the Smithfield Street Bridge to South First street.

Also

No. 3623. An Ordinance fixing the width and position of the sidewalks and roadway of Brownsville avenue, from Warrington avenue to Carson street East; establishing and re-establishing the grade of the sidewalks and roadway, and providing for the sloping and parking of the portions of said Brownsville avenue lying without the lines of the sidewalks and roadway.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3624. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate and cancel the assessment of \$439.40, taxes for the year 1921 against the property of the Volunteers of America, together with the penalty and interest thereon, amounting to \$17.50.

Also

No. 3625. An Ordinance accepting a donation by William Flinn of tract of land situate in the 11th Ward of the City of Pittsburgh.

Also

No. 3626. Resolution tendering the thanks of the City of Pittsburgh to the Hon. William Flinn for his munificent gift of a tract of land situate in the 11th Ward, bounded by Bunkerhill street, North Euclid avenue, Bowden street and North St. Clair street, for a playground.

Which were severally read and referred to the Committee on Finance.

Also

No. 3627. Remonstrance of property owners and business people on Third avenue, between Ferry street and Block House way, and vicinity thereof, against the vacation of said Third avenue, between said points.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3628.

IN THE COURT OF QUARTER SESSIONS OF ALLEGHENY

COUNTY, PENN'A.

IN RE-ATTACHING)
TO THE TWENTI-)
ETH WARD OF THE)
CITY OF PITTS-)
BURGH A PORTION) No. 27 June Ses-
OF WHAT WAS sions, 1921.
FORMERLY CHAR-)
TIERS TOWNSHIP) Miscellaneous
AND ERECTING THE) Docket.
BALANCE THERE-)
OF INTO A NEW)
WARD OF SAID)
CITY.)

DECREE

AND now, to-wit, August 5th, 1921, a petition having been duly presented in open Court, upon consideration thereof and upon motion of Robert S. Chess and Henry H. Hanna, Attorneys for the petitioners, it is ordered and decreed that a new ward, to be known as the Twenty-eighth Ward of the City of Pittsburgh, be and the same is hereby erected and created from part of the Territory of former Chartiers Township, said ward to be bounded and described as follows:—

BEGINNING on the centre line of Woodland Boulevard and the westerly line of Lorenz Heirs Plan of Lots; thence along the centre line of Woodland Boulevard in a westerly direction to a point opposite the line of lots 259 and 260 in Woodland Plan; thence in a northerly direction along the dividing line of lots 259 and 260 in said plan to a point on the south line of property

of John R. Douglass; thence in a southwesterly direction along said line and the north line of Maple avenue and the extension thereof to a point in the centre of Fiero way; thence in a southwesterly direction along the centre line of Fiero way and said line extended to a point on line of properties of H. T. Friend and John Hodgson Heirs; thence northerly and along the line of Plan No. 7 of Sheraden Land Company Plan of Lots to point in an unnamed way, being the southerly boundary of said Plan; thence northwest along the centre line of said unnamed way and the extension thereof to a point in property of Pittsburgh, Cincinnati, Chicago & St. Louis Railroad; thence by a line south 76 degrees 36 minutes west for a distance of 78.52 feet; thence south 69 degrees 39 minutes 36 seconds west for a distance of 204.50 feet; thence south 82 degrees 09 minutes 36 seconds west for a distance of 96.00 feet; thence south 49 degrees 59 minutes 36 seconds west for a distance of 408.50 feet; thence south 41 degrees 52 minutes 36 seconds west for a distance of 154.50 feet; thence south 8 degrees 13 minutes 24 seconds east for a distance of 78.49 feet to a point in the centre of Berry street; thence southwest along the centre of Berry street to the centre of the Middletown road; thence in a northwesterly direction along the centre of Middletown road to Youghioheny avenues; thence along the centre of Middletown road extension to a point in the property of the Pennsylvania Railroad Company thence by a line north 30 degrees 43 minutes 40 second west for a distance of 124.00 feet; thence north 55 degrees 11 minutes 40 seconds west for a distance of 400.33 feet; thence north 44 degrees 37 minutes 40 seconds west for a distance of 104.33 feet; thence north 45 degrees 50 minutes 20 seconds east for a distance of 343.50 feet; thence north 36 degrees 54 minutes 20 seconds east for a distance of 73.00 feet to the centre of Chartiers Creek; thence along the centre of Chartiers Creek in a southeasterly direction to a point opposite the centre line of Ingram avenue; thence along the centre line of Ingram avenue in a northeasterly direction to a point opposite the westerly line of Belmont Place Revision Plan of Lots; thence northwesterly along the westerly lines of the Belmont Place Revision Plan of Lots and Mrs. E. M. Gordon Plan to the centre line

of Ridge avenue; thence in a northeasterly direction along the centre line of Ridge avenue to a point opposite the dividing line of properties of J. E. and E. E. Schell and T. A. Palmer; thence in a northerly direction along said dividing line to the south line of Peach alley as laid out in the Ingram Place Plan of Lots; thence in a northeasterly direction along the south line of said Peach alley to a point on the westerly line of Edward Ingram Plan of Lots; thence in a southeasterly direction along said westerly line to a point on the southerly line of said Edward Ingram Plan of Lots; thence in a northeasterly direction along said southerly line and the southerly line of property of Helen S. Tucker to an angle in said property; thence southeasterly along the southerly line of properties of Helen S. Tucker and Jesse P. Mitchell and the extension thereof to the centre line of Berry street; thence along the centre line of Berry street in a northeasterly direction to a point in the centre line of Elm street; thence in a southeasterly direction along the centre of Elm street to a point opposite the centre of Walnut street; thence in a northeasterly direction along the centre line of Walnut street to an unnamed way south of Woodland avenue in J. R. McGinley's Plan of Lots; thence in a southeasterly direction along the centre of said unnamed way to the centre of Elm street; thence in a southeasterly direction along the centre line of Elm street to the centre line of Pipe alley; thence in a southerly direction to the centre of Renfrew street; thence south-eastwardly along the centre of Renfrew street to the centre of Tunnel avenue; thence in a northeasterly direction along the centre line of Tunnel avenue to the centre of Charlton street; thence in a southeasterly direction along the centre of Charlton street to Weaver way; thence in a northeasterly direction along the centre of Weaver way to the centre of Middletown road; thence southeasterly along the centre of the Middletown road to a point opposite the centre line of Steuben street; thence in a southwesterly direction along the centre line of Steuben street to a point opposite the easterly line of Ridenour street; thence southeasterly along the easterly line of Ridenour street to the centre of Ridge avenue; thence in a southwesterly direction along the

centre of Ridge avenue to a point opposite the center line of Crotzer avenue extended; thence along said line and the centre of Crotzer avenue in a southeasterly direction to a point opposite the centre of Mueller avenue; thence southerly along the centre of Mueller avenue to the centre of Keever avenue; thence eastwardly along the centre of Keever avenue to a point opposite the centre of an unnamed 15-foot alley, between Mueller avenue and Marlow avenue in the West Pittsburgh Terrace Plan; thence along the centre of said alley southwardly to a point in Willard avenue opposite the dividing line between lots 520 and 521 in the West Pittsburgh Terrace Plan; thence in a southwesterly direction along the dividing line between lots 520 and 521 to the centre of an unnamed 14-foot alley, southerly from Willard avenue in the West Pittsburgh Terrace Plan; thence in a northwesterly direction along the centre of said 14-foot alley to a point opposite the westerly line of property of Amanda Chess Heirs; thence in a southwesterly direction along the property of Amanda Chess Heirs to the centre of Perrine avenue; thence in a northwesterly direction along the centre of Perrine avenue to a point opposite the westerly line of T. C. Perrine's Plan of East Crafton; thence in a southwesterly direction and along the westerly line of T. C. Perrine's Plan of East Crafton to the centre of Baldwin avenue; thence northwestwardly along the centre of Baldwin avenue to the centre of Ridge avenue; thence northwestwardly along the centre of Ridge avenue to centre of the right of way of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad; thence in a southwesterly direction along said centre line of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad to a point opposite the centre line of Fountain street produced; thence along said line in a northwesterly direction to the centre of Chartiers avenue; thence in a westerly direction along the centre of Chartiers avenue to the centre of Chartiers Creek; thence along the centre of Chartiers Creek the various courses to a point near Whiskey Run on the Scott Township line; thence in a southeasterly direction and along the line of Scott Township to the centre of the Noblestown road; thence in a northeasterly direction along the centre of the Noblestown road to a point opposite the west

line of Nevin Place Plan; thence in a northerly direction along the east line of Nevin Place Plan and the east line of properties of W. E. Graham and Carrie Bauer to the centre of Steuben street; thence northwest along the centre of Steuben street to a point opposite the dividing line between purparts 3 and 4 in the John Obey, Sr., Estate partition; thence northeast to and along the southeasterly line of the properties of Charles F. Alker and David H. Andrews to the northerly line of H. L. Speer and A. D. Zahniser Plan of Sub-division; thence in an easterly direction along said line to a point on the line dividing the property of H. T. Friend and Carl Schwartz and the Thomas Herriatt Plan of Lots; thence northwest along said line to Woodland Boulevard, the place of beginning.

IT IS FURTHER ORDERED AND DECREED That the remaining part of the Territory of what was formerly Chartiers Township be and the same is hereby annexed to and made part of the Twentieth (20th) Ward of the City of Pittsburgh, said part annexed consisting of the two following separately described pieces of ground:

(1) BEGINNING at a point on the north side of Pinerue avenue opposite Parnassus way; thence in a northwesterly direction along Pinerue avenue to a point opposite the easterly line of St. Martin's Roman Catholic Cemetery; thence southwest and along the easterly line of said Cemetery and the Westerly line of Romana street and the extension thereof to the centre of Chartiers avenue; thence along the centre line of Chartiers avenue, in a northwesterly direction, to a point opposite the westerly line of Lorenz Heirs Plan of Lots; thence in a southwesterly direction along the line of Lorenz Heirs Plan of Lots to Woodland Boulevard; thence along centre line of Woodland Boulevard, in a northwesterly direction, to a point opposite the dividing line between lots 259 and 260 in Woodland Plan; thence along the line between lots 259 and 260 in said plan in a northerly direction to the northwest line of property of George Staub Heirs; thence in a northeasterly direction along the property of George Staub Heirs and the centre line of Danley street and the extension thereof to its point of intersection with the northerly line of the right of way of the Pittsburgh,

Cincinnati, Chicago and St. Louis Railroad; thence in a southeasterly direction along the northerly line of the Pittsburgh, Cincinnati, Chicago and St. Louis Railroad to the southerly line of Carson street; thence along the southerly line of Carson street to its point of intersection with the southeasterly line of Mary L. Prager Plan, extended; thence in a southwesterly direction and along said line of Pinerue avenue, the place of beginning.

(2) BEGINNING at a point in the centre of Chartiers Creek at its intersection with the westerly line (produced) of Harrison Way, in Mrs. M. L. McGonigle Plan of Lots, said point being distant 1762 feet westwardly from the mouth of said Creek; thence south 20 degrees 37 minutes 16 seconds east for a distance of 1220.80 feet to a point; thence south 85 degrees 04 minutes 18 seconds west for a distance of 52.40 feet to a point; thence south 64 degrees 54 minutes 30 second west for a distance of 2202.56 feet to a point; thence north 67 degrees 21 minutes 45 seconds west for a distance of 2650 feet to a point; thence north 57 degrees 12 minutes 15 seconds west for a distance of 447.90 feet to the centre of Chartiers Creek; thence in a north-easterly direction along the centre of Chartiers Creek to the place of beginning.

IT IS FURTHER ORDERED AND DECREED That the designation in the Report, to this Court, of the Redistricting Commission for Allegheny County at No. 26 September Sessions, 1920, Miscellaneous, of election districts, polling places and election officers, be and is hereby adopted, ratified and confirmed in so far as the same relates to the Twenty-eighth Ward and to the territory annexed by this decree to the Twentieth Ward of the City of Pittsburgh.

BY THE COURT.

Which was read, received and filed.

Also

No. 3629. Communication from William Roedler, Chairman of Committee of Employees of the Sixth Division of the Bureau of Highways and Sewers, inviting Council to attend a Field Day on August 10th, 1921, at Elwyn Grove.

Which was read, and on motion of Mr. Bailey, received and filed, and as many members who can do so, requested to attend.

Also

No. 3630. WHEREAS, The Honorable David Lloyd George, Prime Minister of England, expects to visit the United States in the near future; and

WHEREAS, John Mellor, a citizen of Pittsburgh for the past 35 years, is about to pay a visit to England; and

WHEREAS, Mr. Mellor is a prominent business man of Pittsburgh, a scholar and a poet, who took a prominent part in all war activities; Therefore, be it

RESOLVED, That the Mayor be and he is hereby authorized and requested to delegate Mr. Mellor to personally invite The Honorable David Lloyd George to visit this City during Mr. Lloyd's visit to this Country.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

At this time, a representative of Penna. Auxillary No. 1, Eightieth Division, Veterans' Associations, presented to Council, on behalf of said Association, a handsome basket of flowers, which was accepted with thanks by President Herron on behalf of Council.

And on motion of Mr. Oliver.

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, August 15th, 1921

No 41

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

August 15, 1921.

Council met pursuant to the following call:

Pittsburgh, August 12th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Monday morning, August 15th, 1921, at 11 o'clock, for the consideration of committee reports and such other business as may come before the meeting.

Yours respectfully,

John S. Herron,
President.

Which was read, received and filed.
Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)

Absent—Mr. Henderson.

PRESENTATIONS

Mr. Anderson presented

No. 3631. An Ordinance creating one new position in the Mayor's

Office, Municipal Garage & Repair shop, to be known as Electrician, and fixing the salary thereof.

Which was read and referred to the Committee on Finance.

Mr. Anderson (for Mr. Henderson presented.

No. 3632. Petition of St. Thomas Lutheran Church and Funeral Directors of Pittsburgh for the improvement of Sorento street, 27th Ward.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3633. An Ordinance appropriating and setting aside from the proceeds of Manchester Avenue Improvement Bonds, Bond Fund Appropriation No. 230, the sum of Six thousand (\$6,000.00) dollars for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 3634.

RESOLVED that the City Controller be and he is hereby authorized and directed to transfer the following sums aggregating \$75,000.00 from the following code accounts in the amounts set forth as follows:

Code Account No. 1755, C, Supplies, Mech. Division, Bureau of Water	\$40,000.00
Code Account No. 1591, Restoration Bigelow Boulevard at Kirkpatrick street.....	35,000.00
	<hr/>
	\$75,000.00

to

Code Account No. 1653, A-4, Wages Temporary Employees, Asphalt Division, Bureau of Highway & Sewers	\$25,000.00
Code Account No. 1654-B, Miscellaneous Services, Asphalt Division, Bureau of Highways & Sewers	1,000.00

Code Account No. 1655-C, Supplies, Asphalt Division, Bureau of Highways & Sewers 15,000.00

Code Account No. 1656-D, Materials, Asphalt Division, Bureau of Highways & Sewers 34,000.00

\$75,000.00

Also

No. 3635. Resolution authorizing and directing the Mayor to execute and deliver a deed to John C. Innes for Lot Nos. 39 and 40 in Mellon's Revision of Villa Park Plan located on Allison avenue, 13th Ward, for the sum of \$350.00.

Also

No. 3636. Resolution exonerating property known as "Phipps Gymnasium" at Reedsdale and Scotland streets, North Side, from payment of city taxes, said property being leased by the Board of Public Education.

Also

No. 3637. Resolution authorizing and directing the Department of Assessors to issue an exoneration in favor of John S., Henry C. and Howard Phipps, No. 2, for property in the 22nd Ward, North Side, used by the City of Pittsburgh as a playground for city taxes in the sum of \$1380.36 for the year 1921.

Also

No. 3638. Resolution authorizing the issuing of a warrant in favor of Clyde S. Edeburn, Captain of Detectives, for the sum of \$4,000.00, for payment of expenses that may be incurred in trip to London, England, and in extradition proceedings, and for return to the City of Pittsburgh of Jesse Frazer, alias Benjamin J. Stokes, wanted in connection with the murder and robbery of James H. Neal, on June 10th, 1921, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3639. Resolution authorizing and directing the City Controller to turn over to Clyde S. Edeburn, Captain of Detectives, the sum of \$1,000.00, being part of the reward offered for the capture of the bandits who robbed and murdered James H. Neal on June 10th, 1921; the said sum to be given by said Edeburn to the captor of Jesse Frazer, alias Benjamin J. Stokes, in London, England.

Which were severally read and referred to the Committee on Finance.

Also

No. 3640. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company, the Lutz & Schramm Company and the P. McGraw Wool Company for the construction of a foot bridge on line of McFadden Street over the Pennsylvania Railroad and East Ohio Street, and providing for provisions thereof and for the payment of same.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Oliver presented

No. 3641. An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk and roadway of Phillips avenue, from a point about 50 feet northeast of Melvin street to the existing sewer on the north sidewalk of Phillips avenue at a point about 100 feet west of Murray avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

which was read and referred to the Committee on Public Works.

Also

No. 3642. An Ordinance granting unto the Pittsburgh & Western Railroad its successors and assigns, the right to construct, maintain and use a third track on and along River avenue from Mendota street to Warfield street, Twenty-third Ward, Pittsburgh, Pa.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3643. Resolution authorizing the issuing of a warrant in favor of Charles Dosch in the sum of \$86.00, in full compensation for plate glass window broken by automobile shooting a gravel through said window, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3644. An Ordinance appropriating and setting aside from the proceeds of East Street Improvement Bonds, Bond Fund Appropriation No. 211, the sum of Fifteen thousand \$15,000.00) Dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Which were read and referred to the Committee on Finance.

Mr. Winters presented

No. 3645. An Ordinance appropriating and setting aside from the proceeds of Mt. Washington Roadway Improvement Bonds, Bond Fund Appropriation No. 221, the sum of Thirty thousand (\$30,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Also

No. 3646. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Mrs. Sarah Serbin in the sum of \$67.15, being 50 per cent. of the excess meter rate over the former flat rate on her property at 627 Francis street, 3rd Ward.

Which were read and referred to the Committee on Finance.

Also

No. 3647. Resolution authorizing the issuing of a warrant in favor of the Webb Engineering Company in the sum of \$80.00, in full for all extra work on Contract 1-Td for furnishing and installing coal gate chutes and scale track at Mission Street Pumping Station, and charging same to Contract No. 1053, Code Account No. 203.

Also

No. 3648. Resolution authorizing the issuing of a warrant in favor of the Rensselaer Valve Company in the sum of \$808.00, or so much of the same as may be necessary in payment of (2) 24" gate valves for the Bureau of Water, and charging same to Code Account No. 203-C.

Also

No. 3649. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of \$999.00, in payment of four (4) 16" and ten (10) 6" gate valves for the Bureau of Water, and charging same to Code Account No. 203-C.

Which were severally read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3650. Resolution authorizing the issuing of a warrant in favor of Charles A. Haas for \$100.00 to reimburse him for fine paid to Alderman M. A. Riley by reason of information made by the City of Pittsburgh for violation of certain building ordinances and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3651. Resolution authorizing the issuing of a warrant in favor of John V. Hughes and Jane, his wife, for \$119.28 for damages occasioned their property by the opening and establishment of grade on Amelia way and charging same to Code Account No. 42.

Also

No. 3652. Communication from the Chamber of Commerce asking that \$100,000.00 be included in the 1922 Budget for the laying of new sidewalks.

Also

No. 3653. Resolution authorizing and directing the City Controller to transfer the sum of \$331.50 from Code Account No. 1892, "B", Choral Leader and Lantern Slides, to Code Account No. 1891, "B", Bands Bureau of Parks.

Which were severally read and referred to the Committee on Finance.

Also

No. 3654. Communication from N. F. Brown, Director of the Department of Public Works, relative to the increased indebtedness of the City due to the passage of assessment ordinances.

Which was read and referred to the Committee on Public Works.

Also

No. 3655. Petition of residents of the North Side asking that Police Officer Howard Ruffner be cited for bravery in protecting citizens at a shooting affair at the North Side Board of Trade grounds on Decoration Day, May 30, 1921.

Which was read and referred to the Committee on Public Safety.

Also

No. 3656.

MAYOR'S OFFICE.

Pittsburgh, August 15th, 1921.

**PRESIDENT AND MEMBERS
OF COUNCIL OF THE CITY
OF PITTSBURGH.**

Gentlemen:

You are respectfully requested to consider the confirmation of my appointment of Mr. Albert D. Brandon as Police Magistrate to fill the vacancy now existing.

Your failure to act is very hurtful. The Magistrate is needed very badly. The average number of hearings per day at No. 2 Police Station for this

month is 14. Under the best arrangement we have been able to make, it has been impossible to start the hearings before 9:30, causing great inconvenience to from 50 to 100 interested persons per day, including the police officers.

I again submit you a statement showing that the number of arrests are steadily increasing, primarily due to the result of unemployment and the activity of the Department of Public Safety. You will note also that the revenue from fines and forfeits is increasing. It is estimated that the

number of arrests will continue to increase as unemployment increases.

In depriving the City of this extra Magistrate you are unmindful of its best interests. I feel that Mr. Brandon is competent to fill the position but if Council for any reason disagrees and believes the man is unsatisfactory and will say so, I will immediately submit another name.

Will you not give this your consideration?

Very respectfully yours,
E. V. Babcock,
Mayor.

MR. J. C. SLIPPY, CHIEF ACCOUNTANT, REPORTS UNDER DATE OF AUGUST 11th, 1921, AS FOLLOWS:

	Number of Arrests	Revenue from Fines and Forfeits	Average Revenue per arrest	Salaries of Magistrates and Clerks
7 months to July 31, 1921	26,401	\$86,418.50	\$3.27	\$9,427.80
7 months to July 31, 1920	17,288	\$59,549.25	\$3.44	\$9,957.36
Increase, 1921 over 1920	9,113	\$26,869.25		\$ 529.56 (decrease)

INCREASE IN NUMBER OF ARRESTS FOR THE SEVEN MONTHS PERIOD OF 1921 OVER 192052.7%

Which was read.

Mr. Robertson moved

That the Communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3657. Report of the Committee on Finance for August 8th, 1921, transmitting sundry papers to council.

Which was read, received and filed.

Also

Bill No. 3589. Communication from the Mayor and City Controller certifying the necessity of an emergency appropriation of \$55,000.00 for repairs to Highland Reservoir No. 2.

In Finance Committee, August 8th, 1921, Read and referred to Council to be placed in the record.

Which was read, and on motion of Mr. Garland, received and filed.

Also, with an affirmative recommendation,

Bill No. 3590. An Ordinance entitled, "An Ordinance making an emergency appropriation in the sum of \$55,000.00, or so much thereof as may be necessary, to the Department

of Public Works, Bureau of Water, for the purpose of providing funds to meet the cost of repairs to Highland Reservoir No. 2."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3591. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for the relining of a portion of Highland Reservoir No. 2, in the City of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3603. An Ordinance entitled, "An Ordinance amending Section 54, Department of Public Works, Division of Surveys, of Ordinance No. 434, entitled, 'An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof,' which became a law January 2, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3625. An Ordinance entitled, "An Ordinance accepting a donation by William Flinn of tract of land situate in the 11th Ward of the City of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3626. Resolution tendering to the Hon. William Flinn a vote of thanks for his munificent gift of land in the 11th Ward of the City of Pittsburgh for playground and recreation purposes.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3595. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 42, Contingent Fund, and to credit \$1500.00 thereof to Code Account No. 1550-A3, Wages, and the balance of \$500.00 to No. 1553-D, Materials, Bridge Repairs, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3597. Resolution authorizing and directing the City Controller to transfer the sum of \$1,300.00 from Code Account 1243. Salaries, Regular Employees, to Code Account 1244, Wages, Temporary Employees, Bureau of Child Welfare, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3598. Resolution authorizing and directing the City Controller to transfer the following:—

From Code Account No. 1634,

Supplies, Sewer Drops,

To Code Account No. 1604,

Supplies, General Office \$ 100.00

From Code Account No. 1630,

Misc. Services, Rep. Highways,

To Code Account No. 1609,

Supplies, Division Offices \$ 300.00

From Code Account No. 1617,

Equip. and Machinery,

Stables and Yards,

To Code Account No. 1616,

Repairs, Stables and

Yards\$1,500.00

From Code Account No. 1622,

Misc. Services, Cleaning

Highways,

To Code Account No. 1616,

Repairs, Stables and

Yards\$ 500.00

From Code Account No. 1626,

Equip. and Machinery,

Cleaning Highways,

To Code Account No. 1616,

Repairs, Stables and

Yards\$ 500.00

From Code Account No. 1626,

Equip. and Machinery,

Cleaning Highways,

To Code Account No. 1623,

Supplies, Cleaning Highways

.....\$1,000.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3599. Resolution authorizing and directing the City Controller to transfer the sum of \$750.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1789, Salaries temporary, Golf Grounds, Bureau of Parks.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3600. Resolution authorizing and directing the City Controller to transfer the sum of \$5452.50 from Code Account No. 1589-G, Retaining Wall Schedule, to the General Fund of Code Account No. 194, Street Improvement Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 3658. Report of the Committee on Public Works for August 8th, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3611. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Hazelwood avenue, from Sabina street to the Monongahela river, and the extension of the outfall of Jones and Laughlin Steel Company's sewer adjoining, and authorizing the setting aside for the payment of the cost thereof, the sum of Seventy-six thousand (\$76,000.00) dollars from the proceeds of the sale of Hazelwood Avenue Sewer Bonds, Bond Fund Appropriation No. 227, also the additional sum of Ten thousand (\$10,000.00) dollars to be paid to the City by the Jones and Laughlin Steel Company to cover the additional cost incurred by constructing the said sewer and extension of the said sewer outfall in conformity with the terms of an agreement entered into by virtue of Ordinance No. 332, approved July 23, 1921."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3612. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Depart-

ment of Public Works to advertise for proposals, and to award a contract or contracts for constructing new curbing and laying sidewalk on the northerly side of Bigelow boulevard, from Seventh avenue eastwardly, and authorizing the setting aside of the sum of Fifteen thousand (\$15,000.00) dollars from the proceeds of Bigelow Boulevard Improvement Bonds, 1919, Appropriation No. 191, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3615. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for Improving Surface Drainage on Brereton street at the 28th Street Bridge, and providing for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3062. An Ordinance entitled, "An Ordinance authorizing and directing the regrading, repaving and otherwise improving of Crawford street, Mercer street, Manila street and Peach way to the grades as re-established between Webster avenue and Gilmore street, and providing for the payment of the cost thereof."

In Committee on Public Works, August 8th, 1921, Bill read and amended in Section 3, as shown in red, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Robertson moved

That the amendments of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3613. Resolution authorizing the issuing of a warrant in

favor of Rodgers Sand Company in the sum of \$829.65, or so much of the same as may be necessary, in payment of two cars of cement for the Pittsburgh Asphalt Plant, same to be chargeable to and payable from Code Account No. 1656.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3614. Resolution authorizing the issuing of a warrant in favor of W. T. Hardester in the amount of \$85.00, as extra work on contract for redecorating Exposition Music Hall, and charging same to Appropriation No. 1730-E.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3616. Resolution authorizing the issuing of a warrant in favor of Thos. Cronin Company for the sum of \$58.42, for extra work done on the contract for repaving South 18th street, from East Carson street

to Mary street, and charging same to contract No. 1134, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3617. Resolution approving the payment of extras, amounting to \$6,643.24, in the contract with Booth & Flinn, Ltd., for the grading, regrading, paving, repaving and otherwise improving Second avenue from Liberty avenue to Grant street.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3619. Resolution approving the payment of extras, amounting to \$4,507.39, in the contract with Jas. H. McQuade & Sons Co., for the grading, regrading, paving, repaving and otherwise improving Ferry street, from Liberty avenue to Water street.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3618. Resolution authorizing the issuing of a warrant in favor of Thos. Cronin Company for the sum of \$191.52, for extra work done on the contract for repaving Sandusky street, from Plush way to North avenue, and charging same to Contract No. 1125, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3620. Resolution authorizing and directing the Director of the Department of Public Works to continue the work of restoring the Bigelow boulevard at Kirkpatrick street under the terms of Contract No. 5606, Mayor's Office File No. 286, with John F. Casey Company, and appropriating the sum of \$35,000.00 from Code Account No. 1591-E, "Restoration

of Bigelow Boulevard at Kirkpatrick street," and authorizing the issuing of warrants in payment of same.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3659. Report of the Committee on Public Service and Surveys for August 8th, 1921, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3621. An Ordinance re-establishing the grade of Ravenna street, from Greenbriar way to Caron street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3623. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Brownsville avenue, from Warrington avenue to Carson street East; establishing and re-establish the grade of the sidewalks and roadway and providing for the sloping and parking of the portions of said Brownsville avenue lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also, with a negative recommendation,

Bill No. 3559. An Ordinance entitled, "An Ordinance repealing that portion of Ordinance No. 118, entitled, 'An Ordinance approving, confirming and locating certain streets and alleys and avenues in the City of Pittsburgh, as laid out in a certain plan known as Parts of the 21st and 22nd Wards Plan of Streets, approved by Council November 11th, 1872, etc.,' which was approved by the Mayor June 29th, 1894, and recorded in Ordinance Book, vol. 9, page 618, which locates Edgerton avenue, from South Dallas avenue to the westerly property line of Robinson and Dickey's Plan of Lots."

Which was read.

Mr. Oliver moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. English presented (for Mr. Henderson.)

No. 3660. Report of the Committee on Parks and Libraries for August 8th, 1921, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3585. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with Booth & Flinn, Ltd., of Pittsburgh, Pa., for the purpose of making a fill on certain property in McKinley Park, 18th Ward, City of Pittsburgh."

Which was read, and on motion of Mr. Robertson, recommitted to the Committee on Parks and Libraries.

Also

Bill No. 3584. Resolution authorizing the issuing of a warrant in favor of the Pitt Construction Company for the sum of \$259.85, for extra work done on contract No. 2, on new grandstand at Schenley Park Oval, and charging same to Code Account 1895 1/2, Grandstand, Schenley Park.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Dailey presented

No. 3661. Resolved, That the Director of the Department of Public Works prepare the necessary ordinance for the repaving of Boggs avenue, from Soffel street to Southern avenue, to be ready for presentation at the next meeting of Council.

Which was read.

Mr. Dailey moved

The adoption of the resolution.

Mr. Cal Wyatt, at this time was given the privilege of the floor, and stated that Boggs avenue between Southern avenue and Soffel street should be repaved and that a new retaining wall should be constructed at the lower end of the street.

And the question recurring on the adoption of the resolution.

The motion prevailed.

Mr. English moved

That the Director of the Department of Public Works temporarily repair Boggs avenue so as to put it into proper condition until such time as the City is prepared to permanently repave same.

Which motion prevailed.

Mr. Dailey moved

That the minutes of the proceedings of Council at meetings held on July 25th, 26th, 27th and 28th, and August 8th, 1921, be approved.

Which motion prevailed.

And on motion of Mr. Robertson,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Tuesday, August 16th, 1921

No 42

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Tuesday, August 16th, 1921.

Council met pursuant to the following call:

Pittsburgh, August 15th, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Tuesday morning, August 16th, 1921, at 11 o'clock, for the consideration of such business as may come before the meeting.

Yours respectfully,

John S. Herron,

President.

Which was read, received and filed.

Present—Messrs.

Dalley	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Absent—Messrs.

Anderson Henderson

Mr. Garland arose and said:

Mr. President, it was stated in one of the morning newspapers that Jesse Frazer, alias Benjamin J. Stokes, wanted in Pittsburgh for the murder

of James H. Neal, Manager of Boggs & Buhl Department Store, had not been arrested in London, England.

Council should therefore postpone action on the resolutions just read until more definite information is received by the Mayor and the Detective Bureau from the State Department at Washington.

Hon. E. V. Babcock, Mayor, arose and said:

Mr. President and Members of Council: Captain of Detectives Edeburn had the State Department on the telephone this morning and they informed him to proceed with the preparation of the extradition papers for bringing back to Pittsburgh Jesse Frazer, alias Benjamin J. Stokes, wanted in connection with the murder of James H. Neal.

The information we received from the State Department is that Frazer sailed from the United States on June 4th and is now under surveillance by Scotland Yards in London, England. This information was received by the State Department in a cablegram from London, and we are informed it is reliable.

Should there be a mistake in the information transmitted to us, I will not authorize one cent of the money set up by Council to send the detectives to London to bring back Frazer to be spent.

Captain of Detectives, Clyde S. Edeburn, said:

Mr. President and Members of Council: I want to state that the only information the Detective Bureau has that Mr. Frazer is not under arrest or surveillance in London is what I read in the newspapers this morning.

I was in communication with Mr. Hurley of the State Department at Washington this morning, and they advised me to proceed with the preparation of the extradition papers to bring Frazer back.

PRESENTATIONS.

Mr. Winters presented

No. 3662. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Boggs avenue, from Soffel street to Warrington avenue, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES.

Mr. Garland moved

A suspension of Rule V, which provides that a notice of special meetings of council shall be mailed to the members not less than 48 hours previous to such meetings.

Which motion prevailed.

Mr. Garland moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions, when returned from committee, shall be printed and a copy of each bill mailed to each member at least 48 hours previous to the meeting of council at which same are to be considered.

Which motion prevailed.

Mr. Garland presented

No. 3663. Report of the Committee on Finance for August 15th, 1921, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3601. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Steel Magee Hospital, Eugene M. O'Neil, Emily O'Neil Davies, Peoples Natural Gas Company, James H. McQuade and John Moroznik, situate in the Fourth ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefore."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3574. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1883, for the partial improvement of the Mount Washington Playground.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3638. Resolution authorizing the issuing of a warrant in favor of Clyde S. Edeburn, Captain of Detectives, for the sum of \$4000.00, for payment of expense that may be incurred in trip to London, England, and in extradition proceedings, and for return to the City of Pittsburgh of Jesse Frazer, alias Benjamin J. Stokes, wanted in connection with the murder and robbery of James H. Neal, on June 10th, 1921, and charging same to Code Account No. 42, Contingent Fund, and providing that said Clyde

S. Edeburn shall keep an itemized and accurate account of all expenditures made by him in connection with above (said account to be approved by the Finance Committee immediately upon his return to Pittsburgh) and any balance that may be left, shall be immediately returned to the City Treasury by said Edeburn

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3639. Resolution authorizing and directing the City Controller to turn over to Clyde S. Edeburn, Captain of Detectives, the sum of \$1000.00, being part of the reward offered for the capture of the bandits who robbed and murdered James H. Neal on June 10th, 1921, said sum to be given by said Edeburn to the captor of Jesse Frazer, alias Benjamin J. Stokes, in London, England.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3664. Report of the Committee on Public Service and Surveys for August 15, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3640. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Company, the Lutz & Schramm Company and the P. McGraw Wool Company for the construction of a foot bridge on line of McFadden street, over the Pennsylvania Railroad and East Ohio street, and providing for provisions thereof and for the payment of same."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
English	Winters
Garland	Herron (President)
Oliver	

Ayes—7.

Noes—None.

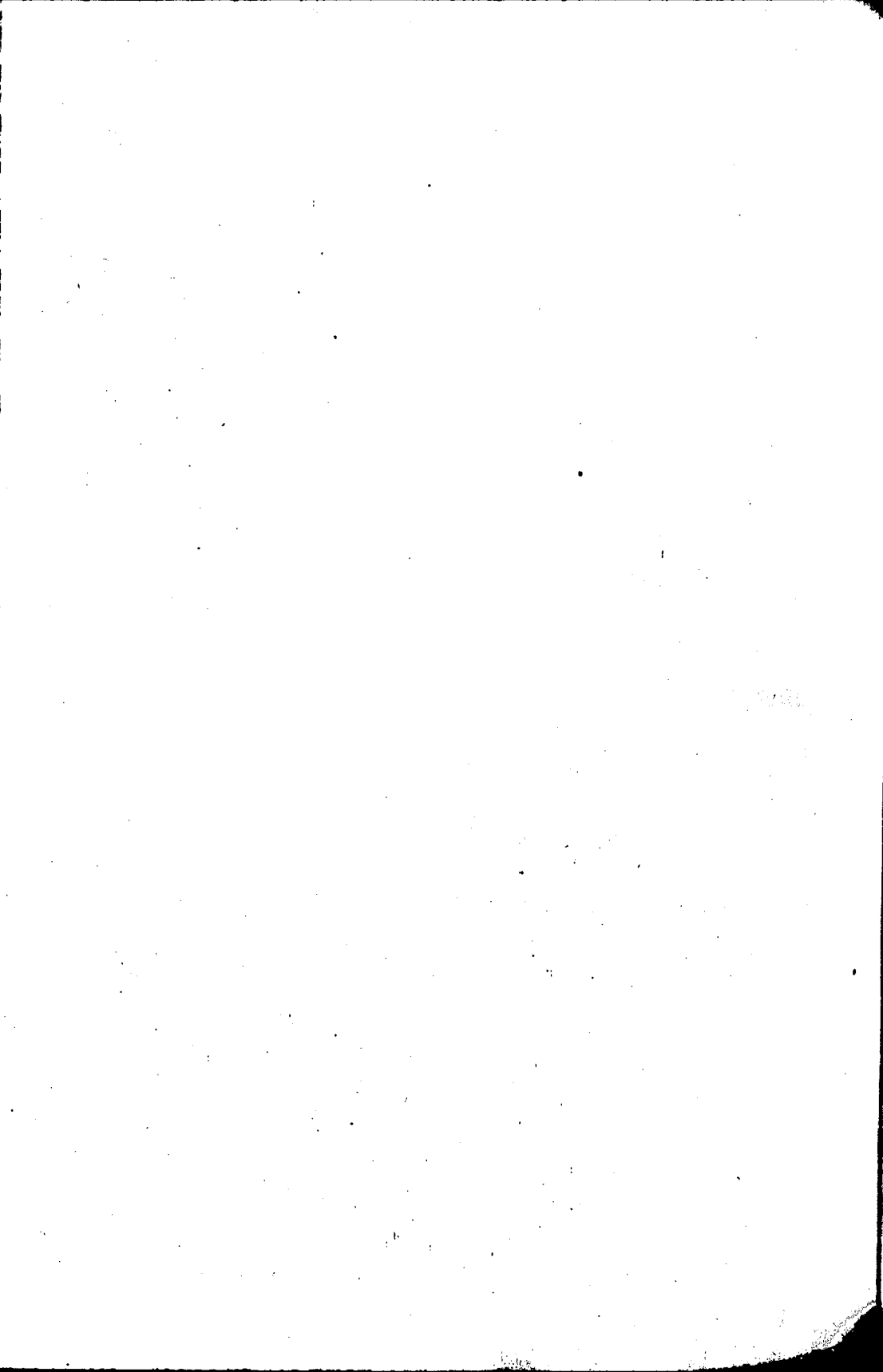
And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair announced.

That Council had been invited to attend a play festival at the Larimer Playground on Tuesday, August 16th, 1921, and requested the members to attend.

And on motion of Mr. Garland.

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, August 22nd, 1921

No 43

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, August 22nd, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa., August 19, 1921.

Mr. E. J. Martin,

Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Monday, August 22nd, 1921, at 11:00 o'clock, A. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron

President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

PRESENTATIONS.

Mr. Anderson presented

No. 3665. Resolution authorizing the payment of \$1500.00 to Booth & Filinn, Ltd., for extra work on the

contract for the improvement of Diamond street between Ferry street and Market Place, and authorizing the City Controller to charge same as part of the cost of said improvement.

Also

No. 3666. An Ordinance widening Second avenue, in the First ward of the City of Pittsburgh, from Grant street to a point 20 feet eastwardly therefrom, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were read and referred to the Committee on Public Works.

Mr. Dailey presented

No. 3667. An Ordinance vacating a narrow strip of ground along the westerly line of Myrtle way, from Walnut street to Comet way as improved.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 3668. Communication from the Board of Trade of City View and vicinity inviting the members of Council to attend a meeting of said organization on the evening of August 25th.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and the invitation accepted and as many members of Council as possible attend the meeting.

Which motion prevailed.

Mr. English presented

No. 3669. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Barnett Cooper in the sum of \$49.95, being 50 per cent. of the excess of the metered rate over the former flat rate on property at 2812-14 Webster avenue, Fifth ward.

Which was read and referred to the Committee on Finance.

Also

No. 3670. An Ordinance accepting the dedication of certain reserve strips of ground, one and two feet wide, in Woodland Plan, Woodland Plan No. 2 and Clinton Terrace Plan of Lots, and a strip of ground—Part 50 and Part 60 feet in width—from the line formerly dividing the City of Pittsburgh and Chartiers Township to the easterly property line of Woodland Plan of Lots now within the boundaries of the 20th Ward of the City of Pittsburgh for Public use for highway purposes and opening the same.

Which was read and referred to the Committee on Public Works.

Also

No. 3671. Report of the Department of Public Health showing amount of garbage and rubbish removed during the month of July 1920 and the month of July 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 3672. An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds 1921 the sum of \$79,000.00 for the completion of the grading of the hillside, building of retaining walls, laying of sidewalks and curbing, regrading and repaving the road ways at the intersection of of Seventh avenue, and otherwise improving Bigelow Boulevard between Tunnel and Craig streets.

Also

No. 3673. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$5,141.22, for extra work done on the contract for improving roadways in Riverview Park, and charging same to Park Roadway Improvement Bonds, 1919, Bond Fund Appropriation No. 199.

Also

No. 3674. Resolution authorizing and directing the Director of the Department of Public Works to continue the work of restoring the Bigelow Boulevard at Kirkpatrick street under the terms of Contract No. 5606, Mayor's Office File No. 286, executed on May 31st, 1921, with the John F. Casey Company; and appropriating \$35,000.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," and authorizing the issuing of warrants drawn on said fund for the payment of the cost of said additional work.

Also

No. 3675. Resolution authorizing the issuing of a warrant in favor of J. D. Littell for the sum of \$150.00 for extra work done on the contract for constructing a swimming pool in Schenley Park, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 3676. Resolution authorizing and directing the City Controller to transfer \$2,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," as follows:

\$500.00 to Code Account No. 1519-C, Supplies;

\$1,500.00 to Code Account No. 1522-F, Equipment.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3677. An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes and parking, establishing and re-establishing the grade of Forbes street, from Brady street to the Boulevard of the Allies.

Also

No. 3678. An Ordinance re-establishing the grade of Grant street, from Water street to Third avenue.

Also

No. 3679. An Ordinance re-establishing the grade of Ross street, from Water street to a point 16 feet south of the southerly line of Fourth avenue.

Also

No. 3680. An Ordinance fixing the width and position of the sidewalks and roadways; establishing and re-establishing the grade of Second avenue, from Ross street to Grant street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3681. Communication from N. F. Brown, Director of the Department of Public Works, relative to the relocation of the tracks of the Pittsburgh Railways Company on Perrysville avenue from Portman street to the City Line.

Which was read and referred to the Committee on Finance.

Mr. Winters presented

No. 3682. Resolution authorizing and directing the Mayor to ex-

cute and deliver a quit-claim deed to Mary Sheppard for Lot Nos. 40 and 41, with the improvements thereon, located in the Homewood Driving Park Plan.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 3683. Communication from Harris & Clark relative to permitting John Arthur Johnston, noted prize fighter, to appear in a boxing contest in Pittsburgh.

Which was read, received and filed, and copy furnished each member of Council.

Also

No. 3684. Communication from Harris & Clark relative to work being done by Miss Grace Lowndes of the Negro Urban League at the Police Magistrates' Courts.

Which was read, received and filed, and copy furnished each member of Council.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3685. Report of the Committee on Finance for August 16th, 1921, transmitting sundry papers to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3592. An Ordinance entitled, "An Ordinance authorizing the execution of an agreement with the Pittsburgh & Lake Erie Railroad Company relating to the improvement of Carson Street East, and making an appropriation in connection therewith."

In Committee on Finance, August 16th, 1921, Bill read and amended in Section 2 by inserting after the words "Appropriation No." the figures "1591", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by Council was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3633. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Manchester Avenue Improvement Bonds, Bond Fund Appropriation No. 239, the sum of Six thousand (\$6,000.00) dollars, for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3644. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of East Street Improvement Bonds, Bond Fund Appropriation No. 211, the sum of Fifteen thousand (\$15,000.00) dollars, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3645. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Mt. Washington Roadway Improvement Bonds, Bond Fund Appropriation No. 221, the sum of Thirty thousand (\$30,000.00) dollars, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3646. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration in favor of Mrs. Sarah Serbin in the sum of \$67.15, being 50% of the excess meter rate over the former flat rate on property at 627 Francis street, Third Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3636. Resolution exonerating property known as "Phipps Gymnasium" at Reedsdale and Scotland streets, North Side, from the payment of all city taxes for and during the term the said property is used by the Board of Public Education.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3637. Resolution authorizing and directing the Department of Assessors to issue an exoneration in favor of John S., Henry C. and Howard Phipps No. 2, for property in the 22nd Ward, North Side, used by the City of Pittsburgh as a playground for city taxes in the sum of \$1,380.36 for the year 1921.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3575. Resolution authorizing and directing the Controller to transfer \$25,000.00 from Code Account No. 1755, Mechanical Division, Bureau of Water, Department of Public Works, to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3596. Resolution authorizing and directing the City Controller to transfer the sum of \$6,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," Division of Streets, Bureau of Engineering, to Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—Messrs.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3653. Resolution authorizing and directing the City Controller to transfer the sum of \$331.50 from Code Account No. 1892 "B", Choral Leader and Lantern Slides, to Code Account No. 1891, "B", Bands, Bureau of Parks.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—Messrs.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3634. Resolution authorizing and directing the City Controller to transfer the following sums aggregating \$75,000.00 from the following code account in amounts set forth as follows:

Code Account No. 1755-C, Supplies, Mechanical Division, Bureau of Water.....\$40,000.00

Code Account No. 1591, "Restoration Bigelow Boulevard at Kirkpatrick Street",..... 35,000.00

TO

Code Account No. 1653, A-4, Wages, Temporary Employees, Asphalt Div., Bureau of Highways & Sewers.....\$25,000.00

Code Account No. 1654-B, Miscellaneous Services, Asphalt Div., Bureau of Highways & Sewers, 1,000.00

Code Account No. 1655-C, Supplies, Asphalt Div., Bureau of Highways & Sewers..... 15,000.00

Code Account No. 1656-D, Materials, Asphalt Div., Bureau of Highways & Sewers..... 34,000.00

Which was read.

Mr. Garland moved.

That the resolution be recommended to the Committee on Finance for further consideration.

Which motion prevailed.

Mr. Robertson presented

No. 3686. Report of the Committee on Public Works for August 16, 1921, transmitting two ordinances and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3610. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and

to award a contract or contracts for the reconstruction of a portion of the Cunliffe Hollow Sewer, extending across Wilmot street and property to be acquired by the City of Pittsburgh, from a point about 30 feet northeast of Wilmot street to a point 130 feet southwest of Wilmot street, and providing for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3641. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the south sidewalk and roadway of Phillips avenue, from a point about 50 feet northeast of Melvin street to the existing sewer on the north sidewalk of Phillips avenue at a point about 100 feet west of Murray avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3478. Resolution approving payment of \$5,815.50 to M. O'Herron Company for extra work performed on the contract for the grading, paving and curbing of Whipple street from Goodman street to the City Line, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Winters presented

No. 3687. Report of the Committee on Filtration and Water for August 16, 1921, transmitting several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3647. Resolution authorizing the issuing of a warrant in favor of The Webb Engineering Company in the sum of \$80.00, being in full payment for all extra work on contract 1-T d for furnishing and in-

stalling coal gate chutes and scale track at Mission Street Pumping Station, and charging same to Contract No. 1053, Code Account No. 203.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3648. Resolution authorizing the issuing of a warrant in favor of the Rensselaer Valve Company in the sum of \$800.00 or so much of the same as may be necessary, in payment of two 24" Gate Valves for the Bureau of Water, and charging same to Code Account No. 203-C.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3649. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of

\$999.00, in payment of four (4) 16" and ten (10) 6" Gate Valves for the Bureau of Water, and charging same to Code Account No. 203-C.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey

Oliver
Robertson

English
Garland
Henderson

Winters
Herron (President)

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Garland moved.

That the several standing committees of Council meet in session, commencing with the Committee on Finance, immediately upon the adjournment of Council.

Which motion prevailed.

And on motion of Mr. English

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, August 29th, 1921.

No. 44

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, August 29, 1921.

Council met pursuant to the following call:

Pittsburgh, August 26, 1921.

Mr. E. J. Martin,
Clerk of Council,

Dear Sir:

Please call a special meeting of Council for Monday, August 29, 1921, at 11:00 o'clock, A. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron,

President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson

Dailey

English

Garland

Absent—Messrs.

Robertson

Henderson

Oliver

Herron (President)

Winters

PRESENTATIONS

Mr. Anderson presented

No. 3686. Resolution authorizing the issuing of a warrant in favor of the Allis-Chalmers Manufacturing Company in the sum of \$1336.73, in

full for all work of making, furnishing and delivering emergency repairs, involving the furnishing of new high pressure Cylinder Liner for Pumping Engine No. 3 at Brilliant Pumping Station, and charging same to Appropriation No. 203, Water Bonds.

Also

No. 3687. Resolution authorizing the issuing of a warrant in favor of the Goulds Manufacturing Company in the sum of \$1029.55, in full for all work of making, furnishing and delivering repair parts for pump at Greentree Pumping Station, and charging same to Appropriation No. 203, Water Bonds.

Which were read and referred to the Committee on Filtration and Water.

Mr. Anderson presented for Mr. Winters.

No. 3688. An Ordinance authorizing and directing the grading, paving and curbing of Uvilla street, from Ramona street to Lorenz avenue, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Dailey presented

No. 3689. Resolution authorizing the issuing of a warrant in favor of Daniel Levy for \$3500.00 in full payment of all damages for the total destruction of leasehold in the Bakewell Building, which he conducted as a lunch room and cigar stand, on account of widening of Diamond street, and charging same to Code Account No.....

Which was read and referred to the Committee on Finance.

Mr. English presented

No. 3690. Resolution authorizing the issuing of a warrant in favor of Geo. R. Eichenlaub for the sum of \$334.00, in payment for extra work

on Sheridan Bath House, and charging same to Contract No. 1067, Appropriation No. 201, Playground Bonds.

Also

No. 3691. Resolution authorizing and directing the Controller to transfer the sum of \$113.22 from General Fund of Appropriation No. 201, Playground Bonds, to Contract No. 1062, Plumbing Work at Sheridan Bath House.

Also

No. 3692. Communication from F. J. Pfeiffer asking to be reimbursed for time lost on account of injuries received while employed in the Bureau of Parks.

Which were severally read and referred to the Committee on Finance.

Also

No. 3693. Communication from W. J. Cook asking that Tweed street be opened through to Connopolis street.

Also

No. 3694. Petition of residents of Bloomfield for the resurfacing of Ella street near Liberty avenue with asphalt.

Which were read and referred to the Committee on Public Works.

Mr. Garland presented.

No. 3695. An Ordinance repealing Ordinance No. 311 entitled, An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing an auto truck for the use of the Division of Bridges, Bureau of Engineering, Department of Public Works, and providing for the payment of the cost thereof.

Also

No. 3696. Resolution authorizing the issuing of a warrant in favor of R. R. Reed, Federal Treasurer, Pennsylvania Railroad Western Lines Federal Account, for \$460.77, for expenses incurred in upholding its right of way over the Fulton Street sewer, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 3697. Resolution authorizing the issuing of a warrant in favor of Rt. Rev. Regis Canevin, in the sum of \$241.01, on account of refunding taxes assessed in error on property located on Larkins way, 16th Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 3698. Resolution authorizing the issuing of a warrant in

favor of Yetta Browarsky in the sum of \$340.46, refunding taxes assessed in error on property in the Third Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 3699. Resolution authorizing the issuing of a warrant in favor of Henry Rea, Jr., in the sum of \$10.00, refunding taxes paid on property located on Second Avenue, First Ward which was destroyed in the grading of said street, and charging same to Appropriation No. 41, Refunding Taxes and Water Rents.

Also

No. 3700. Resolution authorizing the City Controller to transfer the sum of \$1290.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1768 A-1, Salaries, Regular Employees, Bureau of Light

Also

No. 3701. Resolution authorizing and directing the City Controller to transfer the sum of \$292.00 from Appropriation No. 1686, Equipment, Diamond Market, to Contract No. 1044, Appropriation No. 1687.

Also

No. 3702. Resolution authorizing and directing the Mayor to execute and deliver a deed to James J. Centanni for lot known as part of No. 22 located on Butler street, 10th Ward, for the sum of \$1200.00.

Also

No. 3703. Resolution authorizing and directing the Mayor to execute and deliver a deed to the McGillick Savings & Trust Company in behalf of Catherine Sherran for Lot No. 30 in Highland Park Plan located on Jackson street, 11th Ward, for the sum of \$1800.00.

Also

No. 3704. Resolution authorizing and directing the Mayor to execute and deliver a deed to John Ringloff, Jr., for Lot No. 8 in E. M. Yards Plan of Sugar Grove located on Gregory street, 17th Ward, for the sum of \$450.00.

Also

No. 3705. Resolution authorizing and directing the Mayor to execute and deliver a deed to Frank A. Petrone for three lots in Temperanceville Plan located on Independence street, 20th Ward, for the sum of \$75.00.

Also

No. 3706. Resolution authorizing the issuing of a warrant in favor

of Joseph G. Armstrong, Treasurer of Allegheny County, for \$30.36 for County taxes on property owned by the City of Pittsburgh located on Curtin street, 18th Ward, and charging same to Code Account No.....

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3707. Resolution authorizing and empowering the Director of the Department of Public Works to appoint and employ a competent sculptor to prepare the necessary models for the ornamental work to be constructed in connection with the improvement of the Boulevard of the Allies, at a cost not to exceed \$3,000.00, and charging same to Bond Fund Appropriation No. 207-A, Engineering Expenses; and authorizing the Mayor and the City Controller to issue and countersign warrant drawn in payment of the cost of said models.

Which was read and referred to the Committee on Finance.

Also

No. 3708. An Ordinance fixing the width and position of the sidewalks and roadway, and providing for slopes, parking, etc. of the Boulevard of the Allies, from the westerly line of Shingiss street produced to the easterly line of Seneca street.

Also

No. 3709. An Ordinance fixing the width and position of the sidewalks and road way of the Boulevard of the Allies, from Station 76+73.46 on the southerly curb line of the Boulevard of the Allies viaduct and approach to Craft avenue.

Also

No. 3710. An Ordinance re-establishing the grade of Gist street, from Locust street to the Boulevard of the Allies.

Also

No. 3711. An Ordinance re-establishing the grade of Jumonville street, from Tustin street to the Boulevard of the Allies.

Also

No. 3712. An Ordinance requiring all public service corporations or other persons occupying Boulevard of the Allies from Grant street to Craft avenue, and Second avenue from Grant street to Ross street, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines to place their wires and cables underground, and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh

certain rights in said underground system, to be constructed under the provision of this ordinance.

Also

No. 3713. An Ordinance requiring all public service corporations or other persons occupying Carson street West, from Smithfield Street Bridge approach to Point Bridge, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines to place their wires and cables underground, and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system, to be constructed under the provisions of this ordinance.

Which were severally read and referred to the Committee on Public Service and Surveys.

The Chair presented

No. 3714. Petition of Wm. M. Hall for satisfaction of liens filed against his property on Giddings street, 15th Ward, on payment of \$250.00 in each case.

Also

No. 3715. Resolution accepting from William M. Hall, attorney, \$250.00 in full settlement and payment of Lien No. 39, M.L. D. No. 7, C. P. No. 3 February Term 1910, City of Pittsburgh vs. Provident Company and \$250.00 in full settlement and payment of Lien No. 40, M. L. D. No. 7, C. P. No. 3, February Term 1910, on property located on Giddings street, and upon the payment of \$250.00 as to each of said liens the City Solicitor is authorized and directed to satisfy the lien in each case.

Also

No. 3716. Communication from Howard Neely asking that Mrs. Mary Sarsfield be reimbursed in the sum of \$140.00 for medical services rendered her daughter, Margaret Sarsfield, on account of injuries received on city playground at the corner of Frazier and Dawson streets.

Which were severally read and referred to the Committee on Finance.

Also

No. 3717. Petition of residents of the 19th Ward for the erection of additional lights on Westfield street, Orangewood avenue, Profile avenue, Lettie Hill street and Antic way.

Also

No. 3718. An Ordinance authorizing and directing the grading, paving and curbing of North Dunfermline

street, from Tioga street to Finance street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3719. Report of the Committee on Finance for August 22, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3631. An Ordinance entitled, "An Ordinance creating one new position in the Mayor's Office—Municipal Garage & Repair Shop, to be known as Electrician, and fixing the salary thereof."

In Committee on Finance, August 22nd, 1921, Bill read and amended in Section 1 by striking out "Ten Dollars (\$10.00) per day" and inserting in lieu thereof the words "Not to exceed C. U. W.", and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by Council was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Henderson
Oliver
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3672. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds 1921 the sum of \$79,000.00 for the completion of the grading of the hillside, building of retaining walls, laying of sidewalks and curbing, re-grading and repaving the roadways at the intersection of Seventh avenue, and otherwise improving Bigelow Boulevard between Tunnel and Craig streets."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Henderson
Oliver
Herron (President)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3669. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Barnett Cooper in the sum of \$49.95, being 50 per cent. of the excess of the metered rate over the former flat rate on property at 2812-14 Webster avenue, Fifth ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson Henderson
Dailey Oliver
English Herron (President)
Garland

Ayes—7.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3676. Resolution authorizing and directing the City Controller to transfer the following sums amounting in the aggregate to \$2,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street", and credit same in the following manner:

Code Account No. 1519-C, Supplies\$ 500.00

Code Account No. 1522-F, Equipment\$1,500.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson Henderson
Dailey Oliver
English Herron (President)
Garland

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3682. Resolution authorizing and directing the Mayor to execute and deliver a quit-claim deed to Mary Sheppard for Lots Nos. 40 and 41, with the improvements thereon, located in the Homewood Driving Park Plan.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Henderson
Dailey Oliver
English Herron (President)
Garland

Ayes—7.

Noes None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3673. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$5,141.22, for extra work done on the contract for improving roadways in Riverview Park, and charging same to Park Roadway Improvement Bonds, 1919, Bond Fund Appropriation No. 199.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson Henderson
Dailey Oliver
English Herron (President)
Garland

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3674. Resolution authorizing and directing the Director of the Department of Public Works to continue the work of restoring the Bigelow Boulevard at Kirkpatrick street under the terms of Contract No. 5606, Mayor's Office File No. 286, executed on May 31st, 1921, with the John F. Casey Company; and appropriating \$35,000.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," and authorizing the issuing of warrants drawn on said fund for the payment of the cost of said additional work.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3675. Resolution authorizing the issuing of a warrant in favor of J. D. Littell for the sum of \$150.00 for extra work done on the contract for constructing a swimming pool in Schenley Park, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Henderson presented

No. 3720. Report of the Committee on Public Works for August 29, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2151. An Ordinance entitled, "An Ordinance widening certain portions of Second Avenue, in the First Ward, between Grant Street and the westerly line of Shingiss street produced, as hereinafter designated and described as portions "A", "B" and "C"; and providing that the costs, damages and expenses caused

thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 2152. An Ordinance entitled, "An Ordinance opening the Boulevard of the Allies, in the First Ward, from the westerly line of Shingiss street to the angle in the southerly line of Bluff street at Stevenson street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3234. An Ordinance entitled, "An Ordinance widening certain parts of Forbes street in the Fourth Ward, between Brady street and a point 593.03 feet eastwardly therefrom as hereinafter designated and described as parts 'A', and 'B', and changing the name of a portion thereof to 'The Boulevard of the Allies'; and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3235. An Ordinance entitled, "An Ordinance opening the Boulevard of the Allies, in the First and Fourth Wards, from Gist street to Brady Street, as hereinafter designated and described as Parts 'A' and 'B', and providing that the cost, dam-

ages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Henderson moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3399. An Ordinance entitled, "An Ordinance locating the Boulevard of the Allies, viaduct and approach, in the First Ward of the City of Pittsburgh, on and over Second avenue; over and across the tracks of the Pittsburgh Railways Company over and across the tracks and the right of way of the Pennsylvania Railroad Company; and over and across private property to connect Second Avenue at its intersection with Grant street, with the Boulevard of the Allies at the westerly line of Shingiss street produced; laying out and opening the same as a public highway; fixing the width and position of the roadway, sidewalk, platform and steps leading to Ross street, and establishing the grade thereof, and providing that the costs, damages and expenses caused thereby shall be paid out of the proceeds of the Boulevard of the Allies Improvement Bonds."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3544. An Ordinance entitled, "An Ordinance locating the Boulevard of the Allies viaduct and approaches, in the Fourth Ward of the City of Pittsburgh, on and over the Boulevard of the Allies; on, over and across Tustin street; over and across the tracks of the Pittsburgh Railways Company; over and across Brady street to connect the Boulevard of the Allies, at Seneca street with the Boulevard of the Allies at a point east of Brady street; laying out and opening the same as a public highway and fixing the width and position of the roadway and sidewalks and establishing the grade thereon, and providing that the costs, damages and expenses caused thereby shall be paid out of the proceeds of the Boulevard of the Allies Improvement Bonds.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver

English
Garland

Herron (President)

Ayes—7.

Noes—None

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Oliver presented

No. 3721. Report of the Committee on Public Service and Surveys for August 22nd, 1921, transmitting sundry ordinances to Council.

Which was read received and filed.

Also, with an affirmative recommendation,

Bill No. 3677. An Ordinance entitled "An Ordinance fixing the width and position of the sidewalks and roadway, providing for slopes and parking, establishing and re-establishing the grade of Forbes street, from Brady street to the Boulevard of the Allies."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3678. An Ordinance entitled, "An Ordinance re-establishing the grade of Grant Street, from Water Street, to Third Avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3679. An Ordinance entitled, "An Ordinance re-establishing the grade of Ross street, from Water street to a point 16 feet south of the southerly line of Fourth avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3680. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadways; establishing and re-establishing the grade of Second Avenue, from Ross street to Grant street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Herron (President)
Garland	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Henderson presented

No. 3722. Report of the Committee on Parks and Libraries for August 22, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3585. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with Booth & Flinn Ltd., of Pittsburgh, Pa., for the purpose of making a fill on certain property in McKinley Park, 18th Ward, City of Pittsburgh."

In Committee on Parks, and Libraries, August 22, 1921, Bill read and amended by adding to Paragraph 5 of the Agreement in Section 1 the following: "and completed within six (6) months after the grade of the ravine has been brought up to the elevation at the subgrade established by the engineers," and by adding Paragraph 8 of the Agreement, in Section 1, as follows: "(8) Said Booth & Flinn, Ltd, further agree to furnish a bond in the sum of Twenty-five Thousand (\$25,000.00) Dollars, which is to be filed with and approved by the Mayor, in order to save the City harmless from any cost, loss or damages arising from any cause due to the performance of this grading and for the insurance of the proper execution of the above said work." and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Henderson moved

That the amendment of the Committee on Parks and Libraries be agreed to.

Which motion prevailed.

And the bill as amended in committee and agreed to by Council was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Henderson

Dailey

Oliver

English

Herron (President)

Garland

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. English presented

No. 3723.

WHEREAS, The City of Pittsburgh has adopted the policy of equalizing water rates in those portions of the

City served by private water companies so that all water supplied in the City will be sold at the same rate without discrimination; and

WHEREAS, That section of Chartiers Township recently annexed to the City of Pittsburgh which is served by the Ohio Valley Water Company has not received the benefit of the equalized water rate owing to the delay in making agreement with the Water Company; Therefore, be it

RESOLVED, That the City Solicitor be and he is hereby instructed to take account of the excess charges over City rates since the date of annexation of Chartiers Township when making up the Budget for 1922 or sooner if possible, so that the section of Chartiers Township served by the Ohio Valley Water Company will receive a rebate or credit in adjusting accounts dating from the annexation of Chartiers Township.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Mr. English presented

No. 3724. Petition of John Lee and Jacob Kabolsky for the construction of a water line on Saline avenue about 1500 feet from Beechwood Boulevard.

Which was read and referred to the Committee on Filtration and Water.

Mr. Dailey moved

That the minutes of the meetings of Council for August 15th and 16th, 1921, be approved.

Which motion prevailed.

And on motion of Mr. Oliver.

Council adjourned.

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Tuesday, August 30th, 1921.

No. 45

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Tuesday, August 30, 1921.

Council met pursuant to the following call:

Pittsburgh, August 26, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Tuesday, August 20, 1921, at 11:00 o'clock, A. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron,

President of Council.

Which was read, received and filed.

Present—Messrs.

English	Oliver
Garland	Robertson
Henderson	Herron (President)

Absent—Messrs.

Anderson	Winters
Dailey	

PRESENTATIONS.

Mr. Garland presented

No. 3725. Resolution authorizing, empowering and directing the

City Controller to transfer the sum of \$3,000.00 from Code Account No. 1093, Salaries, Regular Employees, to Code Account No. 1094, Salaries, Temporary Employees, Department of Assessors.

Which was read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3726. An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of North Dunfermline street, from Tioga street to Finance street.

Which was read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3727. Resolution authorizing and directing the Director of the Department of Public Works to employ laborers at a rate not to exceed twenty-five (25c) cents per hour and to hire trucks at a rate not to exceed \$2.50 per hour, for a period not to exceed 90 days, for the purpose of grading the hillside, constructing retaining walls on Bigelow Boulevard from Seventh Avenue to Craig street; and authorizing the issuing of warrants in favor of payrolls for labor and billrolls for truck hire, and charging same to Code Account No. 191, Bigelow Boulevard.

Also

No. 3728. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, construction of approaches and viaducts thereon and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet east of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of the streets and avenues affected thereby, describing the same, and appropriating and setting aside from the proceeds of the "Boulevard of the Allies Improve-

ment Bonds," Bond Fund Appropriation No. 207, the sum of One Million and Fifty Thousand (\$1,050,000.00) Dollars for the payment of the cost thereof.

Also

No. 3729. An Ordinance authorizing and directing the grading, paving, curbing and otherwise improving Boulevard of the Allies, from Gist street to a point 348.96 feet east of Seneca street, including regrading, repaving and otherwise improving of Jumonville street, from Boulevard of the Allies to Tustin street, as affected thereby, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 3730. An Ordinance authorizing and directing the grading, paving and curbing of Ward Street, from Frazier street to Wakefield street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

REPORTS OF COMMITTEES.

Mr. Garland moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions when returned from committee shall be printed and a copy of each bill mailed to each member at least 48 hours previous to a meeting of Council.

Which motion prevailed.

Mr. Garland presented

No. 3731. Report of the Committee on Finance for August 29, 1921, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3634. Resolution authorizing and directing the City Controller to transfer the following sums aggregating \$75,000.00 from the following code account in amounts set forth as follows:

Code Account No. 1755-C, Supplies, Mechanical Division, Bureau of Water.....	\$40,000.00
Code Account No. 1591, "Restoration Bigelow Boulevard at Kirkpatrick Street".....	35,000.00
	<hr/> \$75,000.00

TO

Code Account No. 1653, A-4, Wages, Temporary Employees, Asphalt Div., Bureau of Highways & Sewers.....	\$25,000.00
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Code Account No. 1654-B, Miscellaneous Services, Asphalt Div., Bureau of Highways & Sewers,	1,000.00
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Code Account No. 1655-C, Supplies, Asphalt Div., Bureau of Highways & Sewers.....	15,000.00
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Code Account No. 1656-D, Materials, Asphalt Div., Bureau of Highways & Sewers.....	34,000.00
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\$75,000.00

In Committee on Finance, August 29, 1921, Bill read and amended by striking out,

Code Account No. 1755-C, Supplies, Mechanical Division, Bureau of Water.....	\$40,000.00
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Code Account No. 1591, Restoration Bigelow Boulevard at Kirkpatrick street.....	35,000.00
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and insert in lieu thereof, the following:

Code Account No. 1080, Litigation, Department of Law.....	\$10,000.00
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Code Account No. 1591, Restoration Bigelow Boulevard, Bureau of Engineering.....	35,000.00
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Code Account 1591-½, Melwood St. Slide, Bureau of Engineering	8,451.99
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Code Account 1617, Equipment, Bureau of Highways & Sewers	1,548.01
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Code Account 1755, Supplies, Bureau of Water.....	20,000.00
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\$75,000.00

and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Committee on Finance be agreed to.

Which motion prevailed.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

English
Garland

Oliver
Robertson

Henderson Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 3707. Resolution authorizing and empowering the Director of the Department of Public Works to appoint and employ a competent sculptor to prepare the necessary models for the ornamental work to be constructed in connection with the improvement of the Boulevard of the Allies, at a cost not to exceed \$3,000.00, and charging the cost thereof to Bond Fund Appropriation No. 207-A, Engineering Expenses, etc., and authorizing the issuing of warrants drawn in payment of the cost of said models.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

English	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 3732. Report of the Committee on Public Service and Surveys for August 29, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3708. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and providing for slopes, parking, etc., of the Boulevard of the Allies, from the westerly line of Shingiss street produced to the easterly line of Seneca street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3709. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of the Boulevard of the Allies, from Station 76 + 73.46 on the southerly curb line of the Boulevard of the Allies viaduct and approach to Craft avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	Oliver
Garland	Robertson
Henderson	Herron (President)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 3733.

WHEREAS, Council has been informed that a bill has been received from the Pennsylvania Railroad Company approximately \$760,000 for dam-

ages occasioned by so-called Boulevard slide; and

WHEREAS, Such a bill, if found to be proper charge against the City, would amount to considerably more than one mill of tax against property values; and

WHEREAS, Council has not been officially notified as to same, although it will require Councilmanic action to decide as to the City's course with regard to said bill; Therefore, be it

RESOLVED, That the Mayor be requested to advise Council as to the bill in question, stating when it was received, giving details as to how said bill is rendered, etc., as well as his suggestions as to what steps he has taken or intends to take to attack its validity.

Which was read.

Mr. **Garland** moved

The adoption of the resolution.

Upon which motion Mr. **English** demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and were:

Ayes....Messrs.

Garland
Robertson

Oliver
Herron (President)

Noes—Messrs.

English

Henderson

Ayes—4.

Noes—2.

And a majority of the votes of Council being in the affirmative, the motion prevailed.

Mr. **Robertson** moved

That the minutes of Council for August 22nd, 1921, be approved.

Which motion prevailed.

And on motion of Mr. **Oliver**,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Wednesday, August 31st, 1921.

No. 46

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, August 31, 1921.

Council met pursuant to the following call:

Pittsburgh, August 26, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, August 31, 1921, at 11:00 o'clock, A. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron,

President of Council.

Which was read, received and filed.

Present—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Absent—Mr. Anderson.

PRESENTATIONS.

Mr. Henderson presented.

No. 3734. Resolution authorizing the issuing of a warrant in favor

of Thomas A. Cochran in the sum of \$621.00, for injuries received by falling into a sewer opening at the corner of McNaugher and Mountford streets on July 4, 1921, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3735. An Ordinance opening Murdoch street from Bartlett street to Covode street, in the Fourteenth Ward of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3736. Resolution setting aside the sum of \$13,000.00 from Code Account No. 191, Bigelow Boulevard, for the purpose of cleaning the hillside of Bigelow Boulevard from Seventh avenue eastwardly, and authorizing the issuing of warrants in favor of payrolls for labor and billrolls for truck hire on this work.

Which was read and referred to the Committee on Public Works.

Also

No. 3737. Petition of residents of the Fourth and Fourteenth Wards asking that the nuisance caused by the Baltimore & Ohio Railroad (Junction Railroad) in using soft coal on its road be abated.

Which was read.

Mr. Dalley moved

That the petition be referred to the Department of Public Health for immediate relief if possible.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Robertson moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions when returned from committee shall be printed and a copy of each bill mailed to each member at least 48 hours previous to a meeting of Council, in order that the bills may be considered.

Which motion prevailed.

Mr. Robertson presented

No. 3738. Report of the Committee on Public Works for August 29, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1251. An Ordinance entitled "An Ordinance authorizing and directing the grading and paving of Cassanova way, from Janero street to Jackson street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3499. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Gerber avenue, from Shade-

land avenue to Brighton road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3310. An Ordinance entitled, "An Ordinance widening Sumac way, in the Eleventh Ward of the City of Pittsburgh, from Frankstown avenue to Ursina street, establishing the grade and changing the name thereof to Larimer avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Municipal Record

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No. 46

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

E. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Wednesday, August 31, 1921.

Council met pursuant to the following call:

Pittsburgh, August 26, 1921.

Mr. E. J. Martin,

Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Wednesday, August 31, 1921, at 11:00 o'clock, A. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron,

President of Council.

Which was read, received and filed.

Present—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Absent—Mr. Anderson.

PRESENTATIONS.

Mr. Henderson presented.

No. 3734. Resolution authorizing the issuing of a warrant in favor

of Thomas A. Cochran in the sum of \$621.00, for injuries received by falling into a sewer opening at the corner of McNaugher and Mountford streets on July 4, 1921, and charging same to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3735. An Ordinance opening Murdoch street, from Bartlett street to Covode street, in the Fourteenth Ward of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which was read and referred to the Committee on Public Works.

The Chair presented

No. 3736. Resolution setting aside the sum of \$13,000.00 from Code Account No. 191, Bigelow Boulevard, for the purpose of cleaning the hillside of Bigelow Boulevard from Seventh avenue eastwardly, and authorizing the issuing of warrants in favor of payrolls for labor and billrolls for truck hire on this work.

Which was read and referred to the Committee on Public Works.

Also

No. 3737. Petition of residents of the Fourth and Fourteenth Wards asking that the nuisance caused by the Baltimore & Ohio Railroad (Junction Railroad) in using soft coal on its road be abated.

Which was read.

Mr. Dailey moved

That the petition be referred to the Department of Public Health for immediate relief if possible.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Robertson moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions when returned from committee shall be printed and a copy of each bill mailed to each member at least 48 hours previous to a meeting of Council, in order that the bills may be considered.

Which motion prevailed.

Mr. Robertson presented

No. 3738. Report of the Committee on Public Works for August 29, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 1251. An Ordinance entitled "An Ordinance authorizing and directing the grading and paving of Cassanova way, from Janero street to Jackson street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3499. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Gerber avenue, from Shade-

land avenue to Brighton road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3310. An Ordinance entitled, "An Ordinance widening Sumac way, in the Eleventh Ward of the City of Pittsburgh, from Frankstown avenue to Ursina street, establishing the grade and changing the name thereof to Larimer avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3452. An Ordinance entitled, "An Ordinance widening the south approach to the Island Avenue Bridge in the 21st Ward of the City of Pittsburgh, from Blevins street to Island avenue Bridge; fixing the width and position of the sidewalk and roadway, establishing and re-establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3551. An Ordinance entitled, "An Ordinance widening certain portions of Brownsville avenue, in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle

east of Warrington avenue and a point 23.02 feet west of the first angle east of William street, hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G", and "H"; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3558. An Ordinance entitled, "An Ordinance opening Edgerton avenue, in the 14th Ward of the City of Pittsburgh, from South Dallas avenue to the westerly property line of Robinson and Dickey's Plan of Lots, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. **Robertson** also presented

No. 3739. Report of the Committee on Public Works for August 30, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3728. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, construction of approaches and viaducts thereon and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet east of Seneca street to Craft avenue, and the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of the streets and avenue affected thereby, describing the same, and appropriating and setting aside from the proceeds of the "Boulevard of the Allies Improvement Bonds," Bond Fund Appropriation No. 207, the sum of One million and fifty thousand (\$1,050,000.00) dollars for the payment of the cost thereof."

Which was read.

Mr. **Robertson** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
--------	--------

English
Garland
Henderson

Robertson
Winters
Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. **Oliver** presented

No. 3740. Report of the Committee on Public Service and surveys for August 29, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3622. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson street East, from the South approach to the Smithfield Street Bridge to South First Street."

Which was read.

Mr. **Oliver** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3710. An Ordinance entitled, "An Ordinance re-establishing the grade of Gist street, from Locust street to the Boulevard of the Allies."

Which was read.

Mr. **Oliver** moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3711. An Ordinance entitled, "An Ordinance re-establishing the grade of Jumonville street, from Tustin street to the Boulevard of the Allies."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3712. An Ordinance entitled "An Ordinance requiring all public service corporations or other persons occupying Boulevard of the Allies from Grant street to Craft avenue, and Second avenue from Grant street to Ross street, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines to place their wires and

cables underground, and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system, to be constructed under the provision of this ordinance."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Noes—None.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3713. An Ordinance entitled, "An Ordinance requiring all public service corporations or other persons occupying Carson street West, from Smithfield Street Bridge approach to Point Bridge, for furnishing electric light, heat or power, to the public, or operating telegraph or telephone lines to place their wires and cables underground, and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system, to be constructed under the provisions of this ordinance."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3642. An Ordinance entitled, "An Ordinance granting unto the Pittsburgh & Western Railroad, its successors and assigns, the right to construct, maintain and use a third track on and along River avenue from Mendota street to Warfield street, Twenty-third Ward, Pittsburgh, Pa."

In Committee on Public Service and Surveys, August 29, 1921, Bill read and amended by inserting at the end of Section 3 the following:—"Provided, however, that until the City of Pittsburgh enacts a General Ordinance relating to the construction, maintenance and use of tracks on city streets and compensation for same, the said Pittsburgh & Western Railroad, its successors and assigns, shall pay into the Treasury of the City of Pittsburgh the sum of fifty (50c) cents per lineal foot per annum as long as said tracks remain on said River avenue between Mendota and Warfield streets, Twenty-third Ward," and by striking out in Section 7 the words "thirty (30)" and inserting in lieu thereof the words "ninety (90)"; and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Oliver moved

That the amendment of the Committee on Public Service and Surveys be agreed to.

Which motion prevailed.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver also presented

No. 3741. Report of the Committee on Public Service and Surveys for August 30, 1921.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3726. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and roadway and establishing the grade of North Dunfermline street, from Tloga street to Finance street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson moved

That the Committee on Public Works meet immediately upon the adjournment of Council.

Which motion prevailed.

And on motion of Mr. Garland, Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Thursday, September 1st, 1921.

No. 47

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Thursday, September 1, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa., August 30, 1921.

Mr. E. J. Martin,

Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Thursday, September 1st, 1921, at 11:00 o'clock, A. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron,

President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson

Dailey

English

Garland

Henderson

Robertson

Herron (President)

Absent—Messrs.

Oliver

Winters

PRESENTATIONS.

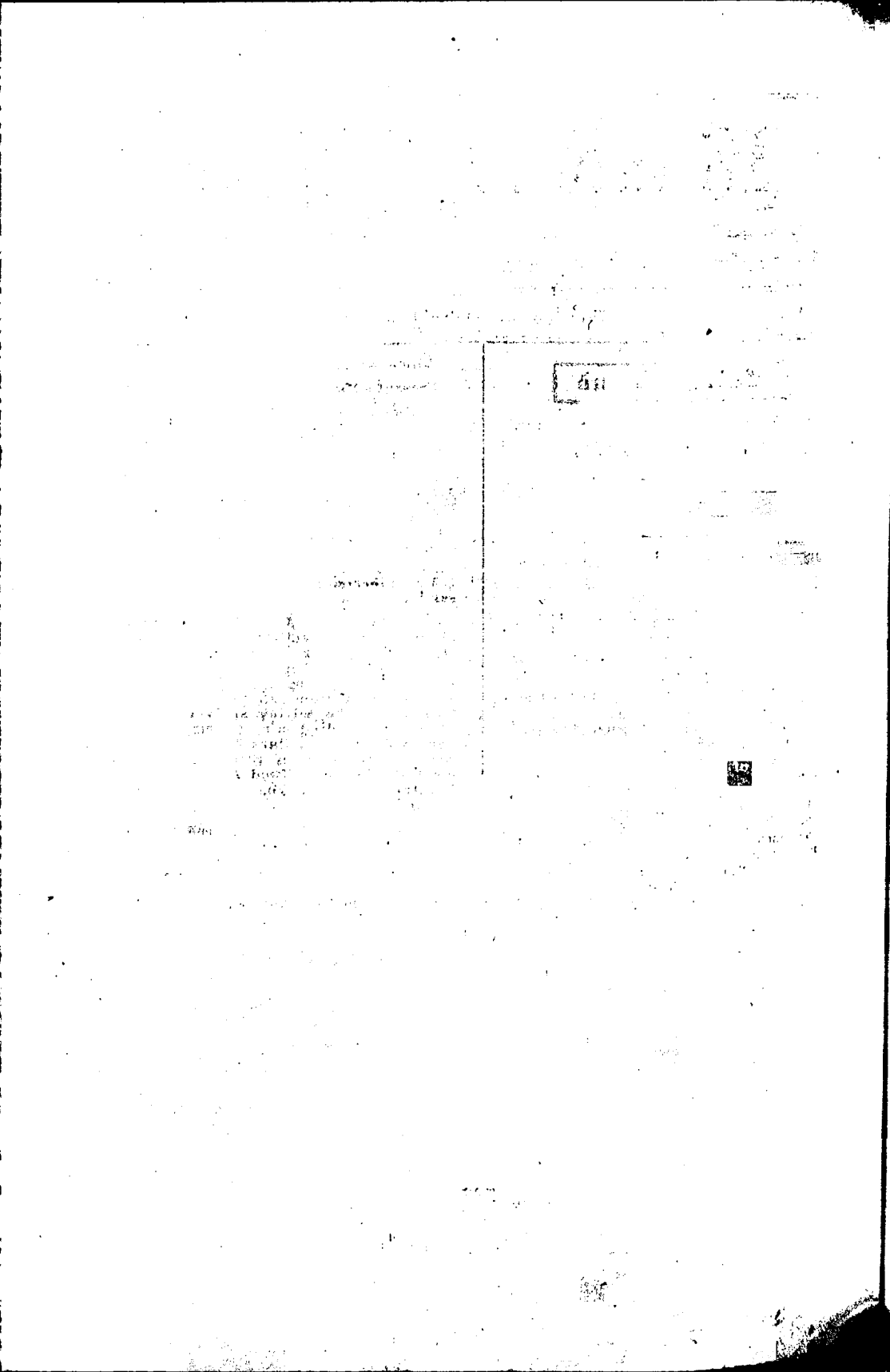
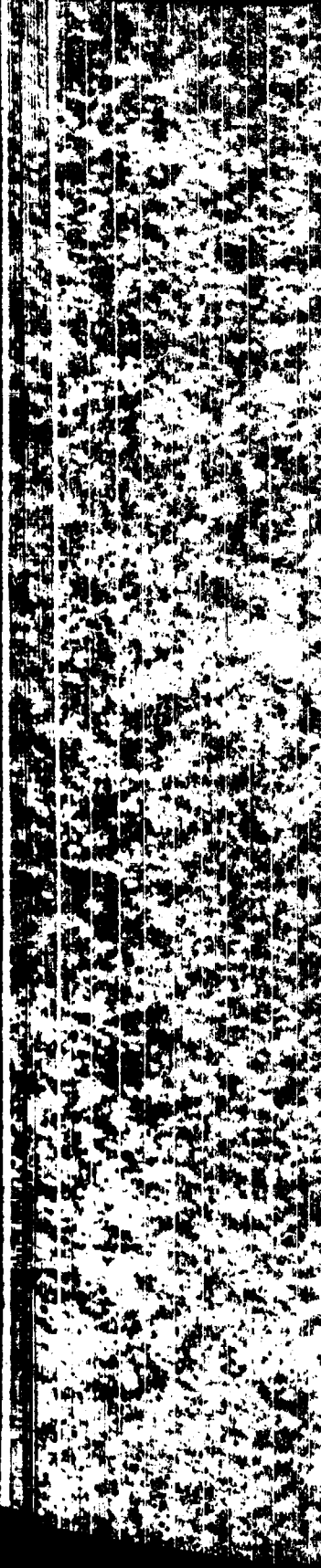
Mr. Robertson for Mr. Winters presented

No. 3742. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of Brownsville avenue, from Warrington avenue to Carson street East, and authorizing the setting aside the sum of Three hundred ninety-four thousand (\$394,000.00) dollars from the proceeds of the sale of Street Improvement Bonds, Bond Fund Appropriation No. 194, for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

And on motion of Mr. Robertson.

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Friday, September 2nd, 1921.

No. 48

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Friday, September 2nd, 1921.

Council met pursuant to the following call:—

Pittsburgh, Pa., August 30, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:—

Please call a special meeting of Council for Friday, September 2nd, 1921, at 11 o'clock, a. m., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron,
President of Council.

Which was read, received and filed.

Present—Messrs.

Anderson	Henderson
Dalley	Robertson
English	Winters
Garland	Herron (President)

Absent—Mr. Oliver.

PRESENTATIONS.

Mr. Garland presented

No. 3743. An Ordinance creating the position of additional Engi-

neering Draftsman in the Department of Assessors, and fixing the salary thereof.

Which was read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions, when returned from committee, shall be printed and a copy of each bill mailed to each member at least 48 hours previous to its consideration by council.

Which motion prevailed.

Mr. Garland presented

No. 3744. Report of the Committee on Finance for August 31st, 1921, transmitting two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 2189. Resolution authorizing the issuing of a warrant in favor of Joseph H. Moore in the sum of \$65.07, to reimburse him for damages sustained by falling of a retaining wall, which made it necessary for him to put in new service and water lines, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.
 Anderson Henderson
 Dailey Robertson
 English Winters
 Garland Herron (President)

Ayes—8.
 Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3650. Resolution authorizing the issuing of a warrant in favor of Charles A. Haas in the sum of \$100.00, refunding fine imposed by Alderman M. A. Riley for violation of the building laws, and charging the same to Code Account No. 42 (Contingent Fund.).

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.
 Anderson Henderson
 Dailey Robertson
 English Herron (President)
 Garland

Noes—Mr. Winters.

Ayes—7.

Noes—1.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 3745. Report of the Committee on Public Works for August 31st, 1921, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3398. An Ordinance entitled, "An Ordinance widening Plainfield street, in the 14th Ward of the City of Pittsburgh, at its intersection with Forbes street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.
 Anderson Henderson
 Dailey Robertson
 English Winters
 Garland Herron (President)

Ayes—8.

Noes—None.

And there being three-fourth of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3736. Resolution setting aside from Code Account No. 191, Bigelow Boulevard, the sum of \$13,000.00 for the purpose of cleaning the hillside of Bigelow Boulevard, from Seventh avenue eastwardly, and authorizing the issuing of warrants in payment of same.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.
 Anderson Henderson
 Dailey Robertson
 English Winters
 Garland Herron (President)

Ayes—8.

Noes None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3665. Resolution approving the payment of extras amounting to \$1500.00, with Booth &

Flinn, Ltd., for grading, regrading, paving, repaving and otherwise improving Diamond street, from Ferry street to Market place, and authorizing and directing the City Controller to charge same as part of the cost of said improvement.

In Public Works Committee, August 31, 1921, Read and amended by striking out the words "as part of the cost of said improvement," and by inserting in lieu thereof the words "to Appropriation No. 42 Contingent Fund," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Robertson moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation.

Bill No. 3727. Resolution authorizing and directing the Director of the Department of Public Works to employ laborers at a rate not to exceed 25c per hour and to hire trucks at a rate not to exceed \$2.50 per hour, for a period not to exceed 90 days, to clean up the hillside of Bigelow Boulevard, and authorizing the issuing of warrants in payment of same from Code Account No. 191, Bigelow Boulevard.

Which was read.

Mr. Robertson moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Robertson also presented

No. 3746. Report of the Committee on Public Works for September 1st, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 3742. An Ordinance entitled "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Browns-ville avenue, from Warrington avenue to Carson Street East, and authorizing the setting aside the sum of Three hundred ninety-four thousand (\$394,000.00) dollars from the proceeds of the sale of Street Improvement Bonds, Bond Fund Appropriation No. 194, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Robertson
English	Winters
Garland	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

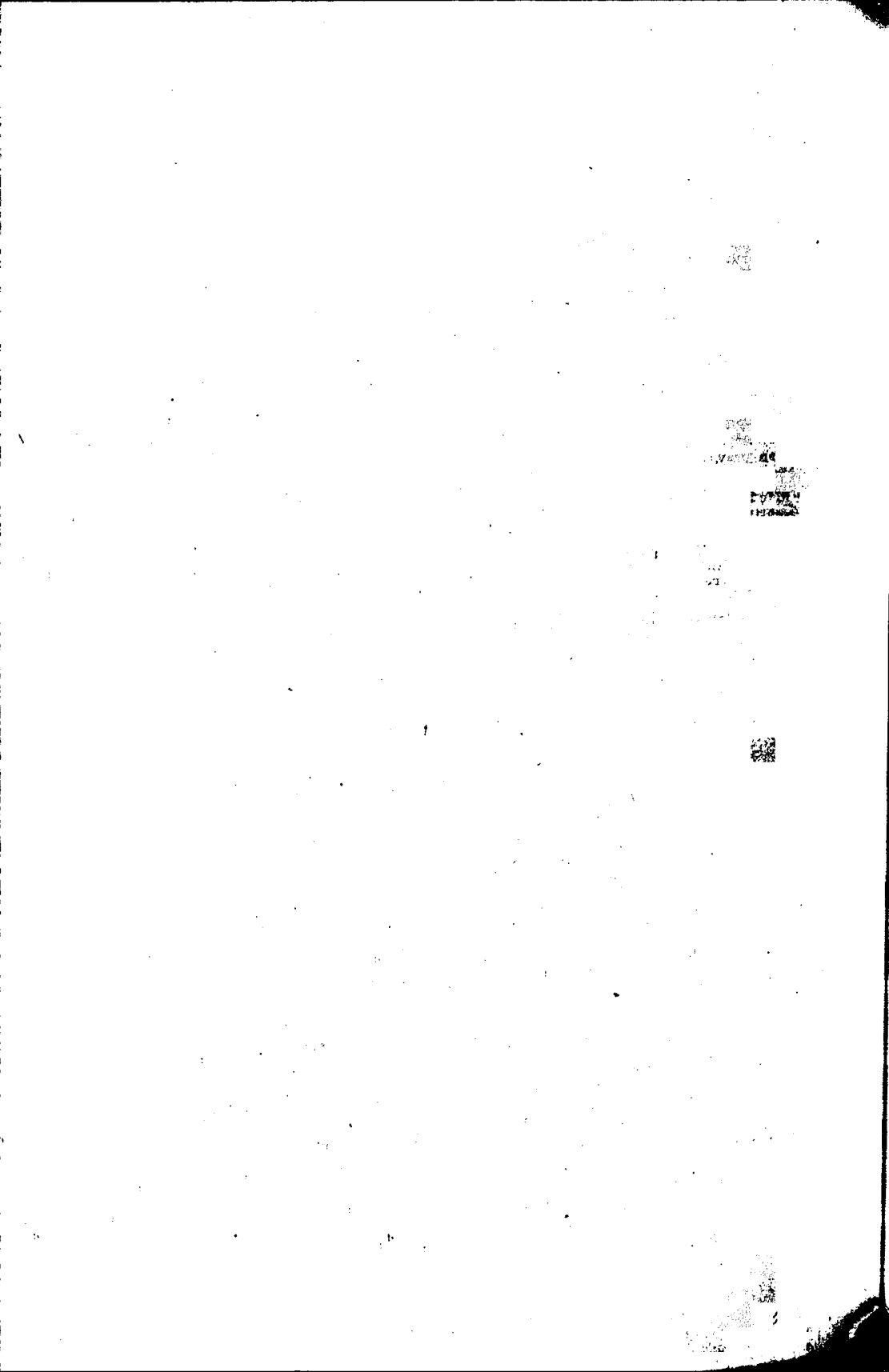
The Chair presented

No. 3747. Resolution authorizing the issuing of a warrant in favor of McLaughlin & McLaughlin in the sum of \$400.00, refunding attorney and witness fees in suit defended by said firm, which was brought by Mrs. VanDusen against them and the City of Pittsburgh, and charging the same to Code Account No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

And on motion of Mr. Robertson,

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, October 3rd, 1921.

No. 49

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 3, 1921,

Council met pursuant to the following call:

Pittsburgh, September 30, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a meeting of Council for Monday, October 3rd, 1921, at 3:30 o'clock, P. M., for the purpose of taking up such business as may come before the meeting.

Yours very truly,

John S. Herron,
President of Council.

Which was read, received and filed.

Present—Messrs.

Dalley	Oliver
English	Robertson
Garland	Herron (President)
Henderson	

Absent—Messrs.

Anderson	Winters
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Mr. Dalley moved

That the minutes of the proceedings of Council for August 29, 30

and 31, and September 1 and 2, 1921, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Dalley presented

No. 3748. An Ordinance providing for the appointment of sixteen additional patrolmen and four telephone operators in the Bureau of Police, Department of Public Safety, and fixing the salaries therefor.

Also

No. 3749. Resolution authorizing the issuing of a warrant in favor of Rosina Ambacher in the sum of \$931.50, being half-pay of her father, Henry P. Ambacher, a patrolman in the Bureau of Police, for the period he served as a soldier in the World War, and charging same to Code Account No.....

Also

No. 3750. Resolution authorizing the issuing of warrants in favor of Ida J. Forsaitn, a woman police auxiliary in the Bureau of Police, for the sum of \$8.00 covering expenses incurred by reason of securing evidence against fortune tellers and persons practicing medicine without a license; and in favor of Shriver Stewart, District Commissioner in the Bureau of Police, for the sum of \$6.00 covering expenses incurred by reason of securing evidence against disorderly houses, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3751. Resolution authorizing and directing the City Controller to transfer the sum of \$85.00 from Appropriation No. 1730-E, Repairs to Exposition Building, to Contract No. 1119, Redecorating Exposition Music Hall, Bureau of City Property.

Also

No. 3752. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1033, Repairs, Fire Apparatus, to Code Account No. 1030, Supplies; and the sum of \$4,000.00 from Code Account No. 1031, Materials, Fire Apparatus, to Code Account No. 1032, Materials, General, Municipal Garage and Repair Shop.

Also

No. 3753. An Ordinance providing for the letting of a contract or contracts for the installation of a heating system for the Municipal Garage and Repair Shop.

Also

No. 3754. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thos Foster, situate in the Second Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Also

No. 3755. An Ordinance authorizing the taking, using, appropriating, and condemning by the City of Pittsburgh of certain property of Michael P. Harrity, situate in the Second Ward of the City of Pittsburgh for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Also

No. 3756. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William W. Martin, situate in the Second Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Also

No. 3757.

RESOLVED, That the City Controller shall be and he is hereby authorized, empowered and directed to make the following transfers in appropriations in the Department of Public Safety and the Bureaus of Police, Fire and Electricity.

\$ 500.00	from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safety.
\$1,100.00	from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1434, Item A-1, Salaries, Regular Employees, Division of Accounts and Permits, General Office, Department of Public Safety.
\$ 370.00	from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1432, Item E, Repairs, General Office, Department of Public Safety.
\$3,000.00	from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police.
\$4,000.00	from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1448, Item, B, Miscellaneous Services, Street Car Fare, Bureau of Police.
\$2,000.00	from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1449, Item C, Supplies, Bureau of Police.
\$1,200.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1463, Item B, Miscellaneous Services, Bureau of Fire.
\$3,000.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.
\$2,000.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1465, Item D, Materials, Bureau of Fire.
\$2,500.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1468, Item F, Equipment & Machinery, Bureau of Fire.

440.06 from Code Account No. 1472, Item A-1, Salaries, Regular Employees, Bureau of Electricity, to Code Account No. 1475, Item D, Materials, Bureau of Electricity.

Which were severally read and referred to the Committee on Finance.

Also

No. 3758. An Ordinance authorizing and directing the grading to a width of 32 feet, paving and curbing of Baker street, from Morningside avenue to a point 264.69 feet westwardly from the second angle west of Gatewood way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3759. An Ordinance authorizing and directing the construction of a public sewer on Martha street, from a point about forty (40) feet southeast of Trinity street to the existing sewer on El Paso street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3760. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of the Boulevard of the Allies and on Seneca street, from a point about 60 feet east of Gist street, to the existing sewer on Tustin street, with a branch sewer on the north sidewalk of the Boulevard of the Allies East of Seneca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3761. An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Terrace street, from a point about 305 feet west of Robinson street, to the existing sewer on Robinson street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3762. Resolution authorizing the issuing of a warrant in favor of the Thomas Cronin Company for the sum of \$133.75 for extra work

done on the contract for repaving Ninth street from Penn avenue to Duquesne way, and charging same to Contract No. 1126 on file in the City Controller's Office.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3763. Resolution authorizing the issuing of warrants in favor of the Animal Rescue League of Pittsburgh for \$1,075.98 and the Franklin Electric & Construction Company for \$55.69, for services performed for the Department of Public Safety, and charging same to Appropriation Nos. 1460 and 1432, respectively.

Also

No. 3764. WHEREAS, A riot and fire broke out in the Western Penitentiary in the City of Pittsburgh on July 19th, 1921; and

WHEREAS, The Warden of the Riverside Penitentiary appealed to the authorities of the City of Pittsburgh for extraordinary police protection to meet the emergency; and

WHEREAS, The regular police force of the City of Pittsburgh was inadequate to meet the requirements and it was found necessary to assign Substitute Patrolmen for regular service at said penitentiary from July 19th, 1921, to August 13th, 1921 inclusive; and

WHEREAS, A proper bill for the services of these officers was sent to the Warden of the Riverside Penitentiary but until the present time the Commonwealth of Pennsylvania has not paid for the services of the men and there is no outlook at the present time for an early payment of the services rendered, which has worked a hardship and inconvenience to the Substitute Patrolmen who were assigned for duty thereat; now therefore, be it.

RESOLVED, That the Mayor shall be and he is hereby authorized, empowered and directed to issue, and the City Controller to countersign, warrants in favor of the hereinafter named substitute patrolmen of the Bureau of Police for the amount specified and charge the same to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to-wit:

Marshall W. Thrope.....\$25.50
Frederick W. Stieglitz..... 17.00

Leo McCann	34.00
Harmer Shaul	17.00
James H. Brunick	34.00
Henry J. Bahler	17.00
Frank J. Berger	25.50
John C. Socher	17.00
J. J. Reiter	25.50
John A. Botsford	17.00
Henry L. Cox	34.00
Joseph W. Pawlak	17.00
William J. Cassidy	34.00
W. J. Stewart	8.50
Joseph J. Kohnke	93.50
William A. Rea	93.50
Michael M. Gigliotti	17.00
Chas. Slimskey	17.00
John J. Scanlon	8.50
Charles E. Graham	17.00
James Lewis	34.00
Roy W. Schafer	17.00
James Durkin	8.50
George Yochem	8.50
Herman Donges	34.00
Edward Scanlon	8.50
John J. Schenn	8.50
John Maloy	8.50
William Hanna	8.50
Harvey M. Murdock	17.00
Carl W. Lenhart	17.00
Justin McCarthy	25.50
Michael J. O'Connor	17.00
Edward Sullivan	194.50
Richard Foster	17.00
Vincent Special	17.00
John Haas	85.00
George Blair	17.00
Jacob Meyers	8.50
John Nowack	25.50
Thomas R. Scanlon	25.50
Hugh Boice	17.00
John S. Rickey	17.00
Jhon R. Dillingham	25.50
Joseph Riding	8.50
Arthur Seifert	8.50
Frank Piotrowski	8.50
Harry Levine	17.00
Henry P. Stubrenrauch	8.50
Andrew Wesolowski	8.50

Which were read and referred to the Committee on Public Safety.

Mr. English presented

No. 3765 An ordinance appropriating and setting aside from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231, A, the sum of \$4,000.00 for the payment of Architectural Expenses, including salaries, supplies, materials, equipment and miscellaneous services in the City Architect's Office, Department of Mayor.

Also

No. 3766. An Ordinance appropriating and setting aside from the proceeds of the Municipal Hospital

Improvements Bonds, 1919 Bond Fund Appropriation No. 228, A, the sum of \$3,000.00 for the payment of architectural expenses, including salaries, supplies, materials, equipment and miscellaneous services in the City Architect's Office, Department of Mayor.

Also

No. 3767 An Ordinance amending Section 35, Department of Health, Tuberculosis Hospital and Section 35 Department of Health Municipal Hospital, of ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," approved January 2, 1920.

Also

No. 3768 An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, an additional sum of \$4,716.93 for the payment of the cost of completing Contract No. 5476, Mayor's Office File No. 280, entered into with Mike Mannela for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin extending along Independence Street and Wabash Avenue.

Also

No. 3769 An Ordinance authorizing the Director of the Department of Public Works to appoint and employ certain additional temporary employees in the Divisions of Design, Bridges, and Streets, Department of Public Works, and fixing the rate of compensation thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 3770 An Ordinance authorizing and directing the construction of a public sewer on the southeast sidewalk of Windsor street from a point about 50 feet northeast of Greenfield avenue to the existing sewer on Lilac street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3771 An Ordinance authorizing and directing the construction of a public sewer on Tesla street, Loretta street, McCaslin street, Greenfield avenue and private property of Frank McCann from a point about 15 feet north of Montclair street to the existing 48 inch brick sewer on Greenfield avenue, east of Wheatland street, with branch sewers on Deely street.

Durrell Road, Beehner Road, Loretta street, Millington Road, Melbourne street and on the south sidewalk of Greenfield avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3772 Resolution authorizing the issuing of a warrant in favor of Mike Mannella in the sum of \$496.00, in payment of extra work done on the contract for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin, extending along Independence street and Wabash street, from McKnight street to the existing 48 inch sewer on Wabash avenue at Plank street, and charging same to Contract N. 5476, Mayor's Office File No. 280.

Also

No. 3773 Resolution authorizing the issuing of a warrant in favor of the Pittsburgh Paving Company for the sum of \$619.00 for extra work done on the contract for repaving Brookline Boulevard from Pioneer avenue to Creedmoore avenue, and charging same to Contract No. 1128 on file in the City Controller's Office.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3774 Report of the Department of Public Health showing the amount of garbage and rubbish removed during the month of August 1920 and the month of August 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 3775 An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction and improvement of the Beechwood Boulevard Bridge connecting Schenley Park to Beechwood Boulevard and approaches thereto, and authorizing the setting aside of \$250,000.00 from the proceeds of Beechwood Boulevard Bridge Bonds, 1919, Bond Fund Appropriation No. 212, for the payment of the costs thereof.

Also

No. 3776. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and

award a contract or contracts for the construction of a swimming pool, building and necessary appurtenances therefor in the Washington Park Playground, and authorizing the setting aside of Forty Thousand Dollars (\$40,000.00) from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the cost thereof.

Also

No. 3777 Resolution authorizing the issuing of a warrant in favor of the Columbian Council School or the Irene Kaufman Settlement House in the sum of \$1945.53, on account of refund of water rent on property at 1835 Centre avenue, Third Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Also

No. 3778 Resolution authorizing and directing the City Solicitor not to file any lien against the Property of H. C. Frick for the collection of the assessment of \$657.01 for the construction of a public sewer on Milton Street, in the Fourteenth Ward, and to cancel said assessment.

Also

No. 3779 Resolution authorizing and directing the Mayor to execute and deliver a deed to R. J. McMeekin for Lot Nos. 4, 5, 6 and 7 in Schenley View Plan of Lots situate on Breesport street, 10th Ward, for the sum of \$400.00.

Also

No. 3780 Resolution authorizing and directing the Mayor to execute and deliver a deed to Edward J. Maher for lot located on Reed street, 5th Ward, for the sum of \$150.00.

Also

No. 3781 Resolution authorizing and directing the Mayor to execute and deliver a deed to E. C. Weffing Agent for Duilo Castello, for Lot No. 53 located on Hedge street, 12th Ward, for the sum of \$250.00.

Also

No. 3782 Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 49, Interest on Contracts, to Code Account No. 45, Election Expenses.

Also

No. 3783 Resolution authorizing the issuing of a warrant in favor of Booth and Flinn, Limited, for the sum of \$7,889.83 for extra work done on the contract for the grading, paving, curbing and improving Schenley

Park entrance at Forbes street, and charging same to Park Roadway Improvement Bond 1919, Bond Fund Appropriation No. 199.

Also

No. 3784 Resolution appropriating and setting apart a further additional sum of \$10,000.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street" for the payment of additional work to be done under contract No. 5606 Mayor's Office File No. 286, executed on May 31, 1921, with the John F. Casey Company for making repairs preliminary to the restoration of Bigelow Boulevard at Kirkpatrick street and authorizing the issuing of warrants drawn on said fund in payment of the cost of said additional work.

Also

No. 3785 Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street", to Code Account No. 1512-B, Miscellaneous Services, Photographic Division, Department of Public Works.

Also

No. 3786 Resolution authorizing and directing the City Controller to transfer the sum of \$4,500.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street", to Code Account No. 1658½, "Completion of Asphalt Resurfacing Roadway of South Tenth Street Bridge,"; and authorizing the issuing of warrants drawn on said fund for the payment of the cost of wages, supplies and materials incurred by the Asphalt Plant, Bureau of Highways and Sewers, in the completion of the resurfacing with asphalt of the roadway of the South Tenth street Bridge over the Monongahela River.

Also

No. 3787 Resolution authorizing and directing the City Controller to transfer the sum of \$9,600.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street", to Bond Fund Appropriation No. 198-B.

Also

No. 3788 Resolution authorizing the issuing of a warrant in favor of Mrs. Jacob Pietrzak in the sum of \$325.00, in full settlement of all claims for injuries received by stepping onto a lid of a sewer drop which tilted, causing her to be projected into the sewer, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3789 Resolution authorizing the issuing of a warrant in favor of Mr. and Mrs. J. A. Kennedy in the sum of \$150.00 in settlement of Mrs. Kennedy's claim for injuries received, and the claim of Mr. Kennedy for money expensed by him for medical services rendered his wife, for injuries received by Mrs. Kennedy by stepping onto a loose board on Strickler street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3790. Resolution authorizing the issuing of a warrant in favor of John and Gertrude Kinlin, parents of Harry Kinlin, in the sum of \$750.00, being in full settlement of any and all claims for damages which they might have against the City of Pittsburgh on account of injuries received by said Harry Kinlin by falling into the entrance of the comfort station on Smithfield street due to defective railing, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3791. Resolution authorizing the issuing of a warrant in favor of Mrs. B. L. Levy in the sum of \$150.00 in settlement of all claims for injuries received by stepping into a hole in the street at the corner of Forbes and Atwood streets and charging same to Code Account No. 42, contingent Fund.

Also

No. 3792. Resolution authorizing the issuing of a warrant in favor of John S. Wright in the sum of \$200.00, for injuries received while assisting the firemen at Engine Company No. 46 to back fire apparatus into said Engine House, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3793 Resolution authorizing and directing the City Controller to transfer the sum of \$33,500.00 from Code Account No. as follows: \$13,500.00 to Code Account No. 1540 A-4, Wages Temporary Employees, Boardwalks and Steps; and \$20,000.00 to Code Account No. 1641, D, Materials, Boardwalks and Steps, Bureau of Highways and sewers.

Also

No. 3794. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the con-

struction of an iron fence on the northerly side of Bigelow Boulevard, between Brereton street and Marcella street, and on the southerly side thereof opposite Brereton street at the Kirkpatrick street intersection, and authorizing the setting aside of the sum of Twelve thousand (\$12,000.00) dollars from Bond Fund Appropriation No. 198-B, for the payment of the cost thereof.

Also

No. 3795. An Ordinance authorizing and directing the Director of the Department of Public Works to extend the construction of new curbing and laying of sidewalks on Bigelow Boulevard under the terms of Contract No. 5647, Mayor's File No. 288, entered into September 23, 1921, with the D. Collins Company, and authorizing the setting aside of the sum of Seventy-five hundred (\$7,500.00) dollars from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, for the payment of the cost thereof.

Also

No. 3796. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for sloping the hillside and constructing a slope wall in back of the retaining wall on the southerly side of Bigelow Boulevard, between Elm street and the 15th Street Incline, and authorizing the setting aside of the sum of Twenty thousand (\$20,000.00) dollars from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," for the payment of the cost thereof.

Also

No. 3797. An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 198-B, the sums of \$7,500.00 and \$7,000.00 respectively, for the payment of expenses, including wages, supplies and materials incurred by the Bureau of Parks and the Bureau of Highways and Sewers, for sloping the hillside and planting trees and shrubbery on the southerly side of Bigelow Boulevard in the vicinity of Rust way and Marcella street, and on the island in Bigelow Boulevard at Thirtieth street.

Also

No. 3798. An Ordinance authorizing and directing the Mayor and the Director of the Department of

Supplies to advertise for proposals and to award a contract or contracts for furnishing one motion picture camera for the use of the Photographic Division, Department of Public Works, and providing for the payment of the cost thereof.

Also

No. 3799. An Ordinance appropriating and setting aside from the proceeds of "Park Roadway Improvement Bonds," Bond Fund Appropriation No. 199, the sum of Thirteen thousand (\$13,000.00) dollars for the payment of expenses, including wages, supplies and materials incurred by the Bureau of Parks for planting trees and shrubbery, furnishing and placing top soil, and land-scaping Schenley Park Entrance at Forbes street.

Also

No. 3800. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Mary W. Maffett, situate in the Fourteenth Ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 3801.

WHEREAS: It is necessary to transfer funds in the various code accounts to others in the Bureau of City Property in order to have sufficient balances to carry the different code accounts which are short to the end of the year. Therefore be it

RESOLVED: That the City Controller be and he is hereby authorized to transfer the following amounts from various code accounts to others in the Bureau of City Property in order to meet expenditures for the balance of the year.

From

Code Acct. 1664—Repairs.	
General Offices	\$ 500.00
Code Acct. 1668—Wages, City	
County Building	3,000.00
Code Acct. 1669—Wages, Temporary City County Bldg.....	2,450.00
Code Acct. 1673.—Repairs,	
City County Building.....	500.00

Code Acct. 1678—Repairs, Municipal Hall, N. S.....	500.00
Code Acct. 1681—Wages, Tem- porary Diamond Market.....	505.00
Code Acct. 1691—Wages, Tem- porary North Side Market	2,876.00
Code Acct. 1709—Repairs, South Side Market	500.00
Code Acct. 1711—Repairs, Scales	300.00
Code Acct. 1725—Repairs, Foster Homestead	1,000.00
Code Acct. 1730—Repairs Exposition Building	2,000.00
	\$14,131.00

To

Code Acct. 1680—Wages, Dia- mond Market	\$ 4,740.00
Code Acct. 1690—Wages, North Side Market	3,471.00
Code Acct. 1705—Wages, South Side Market	2,200.00
Code Acct. 1714—Wages, Wharves and Landings.....	3,400.00
Code Acct. 1726½—Wages, Exposition Building.....	320.00
	\$14,131.00

Also

No. 3802. Resolution author-
izing the City Controller to transfer
the sum of \$1,000.00 from Appropria-
tion Account No. 1747, "Supplies", to
Appropriation Account No. 1748, "Ma-
terials", Department of Public Works,
Bureau of Water.

Also

No. 3803. Resolution author-
izing and directing the City Control-
ler to transfer \$135.00 from Code Ac-
count 1903-E, Repairs, to the follow-
ing Code accounts as divided: \$60.00
to Code Account 1901-C, Supplies, and
\$75.00 to Code Account 1904-F, Equip-
ment and Machinery, Bureau of Tests.

Also

No. 3804. Resolution authoriz-
ing and directing the City Controller
to transfer \$2,700.00 as follows:
From Code Account 1821,
Wages Temporary Employees
Small Parks,\$1,000.00
From Code Account 1878,
Wages Temporary Employees
Street Tree, 1,700.00
To Code Account 1856, Wages Regular
Employees, Riverview Park.

Also

No. 3805. Resolution author-
izing and directing the Controller to
transfer the sum of \$1,011.80 from

General Funds of Appropriation No.
201, Playground Bonds, to Contract
1115, Plumbing Work at the Schenley
Bathhouse.

Which were severally read and re-
ferred to the Committee on Finances.

Also

No. 3806. An Ordinance wid-
ening Galveston avenue, in the 22nd
Ward of the City of Pittsburgh, from
South avenue to Pollmey street, pro-
viding that the cost, damages and ex-
penses occasioned thereby be assessed
against and collected from properties
benefited thereby, and changing the
name thereof to "Manchester avenue."

Also

No. 3807. An Ordinance open-
ing Manchester avenue, in the 22nd
Ward of the City of Pittsburgh, from
Allegheny avenue to Sturgeon street,
and providing that the cost, damages
and expenses occasioned thereby be
assessed against and collected from
properties benefited thereby.

Also

No. 3808. An Ordinance widen-
ing Pollmey street, in the 22nd Ward
of the City of Pittsburgh, from Gal-
veston avenue to Sturgeon street, pro-
viding that the cost, damages and ex-
penses occasioned thereby be assessed
against and collected from the prop-
erties benefited thereby, and changing
the name of a portion thereof to
"Manchester avenue."

Which were severally read and re-
ferred to the Committee on Public
Works.

Also

No. 3809. An Ordinance regu-
lating the granting of Furloughs and
passes, or furloughs to the uniformed
members, substitutes and employees of
the Bureau of Fire of the City of
Pittsburgh, and providing for filling
the places of those off duty and their
compensation and that of those filling
their places.

Which was read and referred to the
Committee on Public Safety.

Mr. Oliver presented

No. 3810. An Ordinance wid-
ening Sixteenth street, in the Second
ward, from the northerly line of Penn
avenue to the southerly line of Pike
street and providing that the costs,
damages and expenses occasioned
thereby be assessed against and col-
lected from properties benefited there-
by.

Which was read and referred to the
Committee on Public Works.

Also

No. 3811. An Ordinance locating Viaducts, Bridges and Approaches in the Second and Twenty-third wards in the City of Pittsburgh, on and over Sixteenth street, over and across private properties and property of the Pennsylvania Railroad Company and the right of way of the Pittsburgh Junction Railroad Company, over and across the Allegheny River right of Way of the Pittsburgh and Western Railway Company and on and over Chestnut street, from Mulberry way to a point 2.02 feet north of the northerly line of Saw Mill Way; laying out and opening the same as a public highway; fixing the width and position of the sidewalks and roadway, and establishing the grade thereof, and providing that the costs, damages and expenses caused thereby shall be charged and assessed in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania.

Also

No. 3812. An Ordinance re-establishing the grade on Mulberry way, from a point 141 feet west of the westerly line of 16th street to a point 132 feet east of the easterly line of 16th street.

Also

No. 3813. An Ordinance re-establishing the grade of Penn avenue, from Fifteenth street to Seventeenth street.

Also

No. 3814. An Ordinance fixing the width and position of the sidewalks and roadway and establishing and re-establishing the grade on Sixteenth street, from Spring way to a point 550.81 feet north of the northerly line of Pike street.

Also

No. 3815. An Ordinance fixing the width and position of sidewalks and roadway and re-establishing the grade on Chestnut street, from a point 2.02 feet north of the northerly line of Saw Mill Way to South Canal street.

Also

No. 3816. An Ordinance fixing the width and position of the westerly sidewalk on Perrysville avenue, from Bascom street to the City Line.

Also

No. 3817. An Ordinance fixing the width and position of the sidewalks and roadway and re-establish-

ing the grade of Portola avenue, from Delaware street to Delaware street, and providing for the sloping and parking of the portions of said Portola avenue lying without the lines of the sidewalks and roadway.

Also

No. 3818. An Ordinance fixing the width and position of the sidewalks and roadway of Plainfield street, from Forbes street to the westerly line of the "Murdoch Farms Plan."

Also

No. 3819. An Ordinance fixing the width and position of the sidewalks and roadway, establishing and re-establishing the grade of the westerly and southerly curb line of Manchester avenue, from South avenue to Allegheny avenue.

Also

No. 3820. An Ordinance establishing the grade of Wayland way, from Portola avenue to Portola avenue.

Also

No. 3821. An Ordinance granting unto the Crane Company, its successors and assigns, the right to construct, maintain and use switch track on and across Railroad street, located one hundred and one (101) feet west of the western building line of Twenty-fourth street to the point of switch track of Pennsylvania Railroad Company; thence eastwardly across Railroad street for an approximate distance of one hundred and sixty-nine (169') feet to the property of the Crane Company, Second ward, Pittsburgh, Pa.

Also

No. 3822. An Ordinance granting unto the Crane Company, its successors and assigns, the right to construct, maintain and use switch track on and across Twenty fourth street located at the north building line of the Crane Company's property and the Baltimore and Ohio right of way (P. J. R. R.-River Line) for a distance of forty-one (41') feet' Second ward, Pittsburgh, Pa.

Also

No. 3823. An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with the Pittsburgh, Oakland and East Liberty Passenger Railway Company, The Pittsburgh Traction Company,

Consolidated Traction Company, Pittsburgh Railways Company, and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company for the temporary abandonment of a street railway track on Cherry way, formerly known as Cherry alley, from Fourth avenue to Third avenue, in the First ward of the City of Pittsburgh.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3824. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two hundred eighty-five thousand dollars (\$285,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East street, from Tripoli street to Royal street, and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 3825. An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred fifty-one thousand dollars (\$351,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving a new street to extend from Hazelwood avenue to Greenfield avenue, in part along Irvine street on the easterly side of and parallel to the Baltimore and Ohio Railroad tracks, including the abolition of the grade crossing on Second avenue at a point midway between Longworth street and Hazelwood avenue, and the improvement of the under grade crossing at Greenfield and Second avenues and providing for the redemption of said bonds and the payment of interest thereon.

Also

No. 3826. An Ordinance authorizing the transfer of the sum of Twenty-one thousand (\$21,000.00) dollars from Bond Fund Appropriation No. 194-D, Brownsville Avenue Improvement, to item, Improvement of Perrysville ave-

nue, from Portman street to the City Line, Bond Fund Appropriation No. 194.

Also

No. 3827. Resolution authorizing and directing the Board of Water Assessors to issue an additional exoneration to Mrs. Sarah Serbin on account of charges for water at premises 627 Francis street, 3rd Ward, in the sum of \$28.95, being 50 per cent of the excess meter rate over the former flat rate.

Also

No. 3828 Resolution authorizing and directing the Mayor to execute and deliver a deed to J. D. Rogan for lot on Jane street, 16th Ward, at a point 24 feet southeast of Jane and 33rd Street, for the sum of \$75.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 3829 An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for regarding, repaving, recurbing and otherwise improving Perrysville avenue, from Portman street to the City Line, and authorizing the setting aside of the sum of Twenty-one thousand (\$21,000.00) dollars from the proceeds of Street Improvements Bonds, Bond Fund Appropriation No. 194, for the payment of the cost thereof.

Also

No. 3830 An Ordinance authorizing and directing the grading, paving and curbing of Bascom street, from Perrysville avenue to the City Line, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 3831 An Ordinance widening East street, in the Twenty-third, Twenty-fourth and Twenty-sixth Wards of the City of Pittsburgh, from Tripoli street to the first angle south of Royal street, as hereinafter designated and described as Parts "A", "B", "C" and "D", and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 3832. An Ordinance opening Irvine street, in the 15th Ward from line dividing properties of Albert Kern

and J. B. Eythe to the northerly boundary line of Marion Place of Lots No. 2, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 3833. An Ordinance opening Irvine street, in the 15th Ward, from the southerly boundary line of Marion Place Plan No. 2 to the northerly boundary line of the Peoples Savings Bank Plan of Lots, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3834. An Ordinance opening Irvine street, in the 15th Ward, through the Marion Place Plan of Lots No. 2, and providing that the costs, damages and expenses caused thereby be assessed against and collected from properties benefited thereby.

Also

No. 3835. An Ordinance opening Irvine street, in the 15th Ward, from the northerly boundary line of the Peoples Savings Bank Plan of Lots to Tullymet street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3836. An Ordinance opening Irvine street, in the Fifteenth ward, from Tullymet street to the southerly boundary line of the Peoples Savings Bank Plan of Lots, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3837. An Ordinance widening Irvine street, in the 15th Ward, from Greenfield avenue to line dividing properties of Albert Kern and J. B. Eythe, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3838. An Ordinance widening Second avenue, in the Fifteenth ward, from Minden street to a point

187.72 feet southwardly therefrom, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3839. An Ordinance widening Willock street, in the Fifteenth ward, from the southerly boundary line of the Peoples Savings Bank Plan of Lots to Minden street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 3840. Resolution authorizing and directing the Director of the Department of Public Works to repave the easterly shoulder of East street, from Creek street to Evergreen road under the terms of Contract No. 5595, Mayor's Office File No. 286, executed July 28, 1921, with Booth & Flinn, Ltd., and authorizing the issuing of a warrant drawn on Bond Fund Appropriation No. 194, Item, Repaving easterly shoulder of East street, from Royal street to Creek street, for the payment of the cost of the above described extension of said contract.

Also

No. 3841. Resolution authorizing the payment of extras in the contract with Frank Mannella for the construction of a 15 inch pipe sewer on Arval way, from a point 415 feet northwest of Morgan street to the existing sewer on Morgan street, amounting to \$110.00, and charging same as part of the cost of said improvement.

Also

No. 3842. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$762.87, for extra work done on the contract for repaving Highland avenue, from Fifth avenue to Center avenue and charging same to contract No. 1130, on file in the City Controller's Office.

Also

No. 3843. An Ordinance amending the title and a portion of Section 1 of Ordinance No. 404, approved September 1st, 1921, entitled, "An Ordinance widening portions of Brownsville avenue, in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington avenue and a point 23.02 feet west of the first angle east of William street,

hereinafter designated and described as Portions "A", "B", "C", "D", "E", "F", "G" and "H", and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 3844. Resolution authorizing the issuing of a warrant in favor of D. Collins Company for the sum of \$100.00, in payment for extra work on their contract for new cement sidewalk at the South Side Market, and charging same to Contract No. 1180, Appropriation 1709-E, Repairs to South Side Market.

Also

So. 3845. Resolution authorizing the issuing of a warrant in favor of Robt. A. Thompson for the sum of \$8.00, in payment for extra work on his contract for Repainting of South Side Market, and charging same to Contract No. 1169, Appropriation 1709-E, Repairs to the South Side Market.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3846. Resolution authorizing the issuing of a warrant in favor of A. V. Purnell in the sum of \$383.83, in full settlement for experimental gunite concrete work at Highland Reservoir No. 2, and charging same to Account No. 203-C, Water Bonds, Series "A", 1919.

Also

No. 3847. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. E. Hamnett, whereby the said W. E. Hamnett shall give license, privilege and right of way to lay and maintain a city water main extending through his land in the Fourteenth ward, from Northumberland street to Forbes street.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3848. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of tennis courts, fence enclosure, shelter shed and otherwise improving Flinn property at St. Clair street, Bunker Hill street and Euclid avenue, and authorizing

the setting aside of Sixteen thousand (\$16,000.00) dollars from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Also

No. 3849. Resolution authorizing the issuing of a warrant in favor of J. D. Littell for the sum of \$571.09 for extra work done on the contract for the construction of a swimming pool in Homewood Playground, and charging same to "Playground Improvement Bonds, 1919", Bond Fund Appropriation No. 201.

Also

No. 3850. Resolution authorizing the issuing of a warrant in favor of Dr. J. O. Donaldson in the sum of \$21.95, for expenses incurred in having his automobile, which was struck by a city fire truck, repaired, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 3851. Resolution authorizing the issuing of a warrant in favor of the Country Club for the sum of \$300.00, entertainment and dinner for the Parliament of Japan, and charging the same to Code Account No. 42, Contingent Fund.

Also

No. 3852. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$385.82, for services rendered to the Department of City Planning, in a consulting capacity, during the months of August and September, 1921, and charging the same to Code Account 1108-E, Miscellaneous Services, Department of City Planning.

Also

No. 3853. Resolution authorizing the issuing of a warrant in favor of John Eichleay, Jr., Company for the sum of \$236.70, for emergency work consisting of watchmen employed for the protection of materials in the buildings affected by the slide, caused by the grading of Alexis street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3854. Resolution authorizing the City Controller to transfer the following sums of moneys in certain appropriations of the Department of City Planning:—

From Appropriation No. 1108-B, Miscellaneous Services to

Appropriation No. 1111-F,
Equipment\$200.00
From Appropriation No. 1109-
C, Supplies to Appropriation
No. 1111-F, Equipment..... 275.00
From Appropriation No. 1109-
C, Supplies, to Appropriation
No. 1110-F, Repairs 75.00.

Also

No. 3855. Resolution authorizing and directing the City Controller to transfer \$200.00 from Appropriation No. 1046-B, Miscellaneous Services, to Appropriation No. 1047½, Transit Commission.

Also

No. 3856. Communication from Joseph Langfitt, Jr. relative to the purchase by the City of Pittsburgh of property known as 623-5 Second avenue, which will have to be acquired for the widening of Second avenue.

Also

No. 3857. Communication from the Allied Boards of Trade asking Council and the Mayor to protest against the proposed increase in gas rates by the Equitable Gas Company, the Monongahela Heating Company and the Monongahela Natural Gas Company.

Also

No. 3858. Communication from E. W. Meyers, Secretary of Council of the Borough of Carrick relative to the assessment and payment of the cost of improving Nobles Lane.

Also

No. 3859. Communication from the Federation of Civic Bodies of the North Side asking that the property leased by the Fineview Board of Trade in the 25th Ward, and being used as a recreation center, be purchased by the City.

Also

No. 3860. Communication from the Fineview Board of Trade asking Council's position in the matter of the purchase of property in the Fineview District for recreation purposes.

Which were severally read and referred to the Committee on Finance.

Mr. Robertson moved

That Council declares itself in favor of the purchase of this property, for an amount not exceeding \$8,000.00 providing the money can be secured.

Which motion prevailed.

Also

No. 3861. Communication from Rev. Thomas F. Coakley, Rector of Old Saint Patrick's Church, regarding traffic conditions in and about Penn avenue, from 11th to 28th streets, and for the widening of Penn avenue, and the vacation of Liberty avenue from 11th to 28th streets.

Also

No. 3862. Petition of residents and taxpayers of the 19th Ward asking that the roadway of Southern avenue be widened by reducing the width of the sidewalks and asking that said Southern avenue be repaved.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3863. Report of the Department of Public Health on Bill No. 3757, Petition for abatement of nuisance caused by the Baltimore and Ohio Railroad burning soft coal on the Junction Railroad.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3864. Communication from Rev. Thomas F. Coakley, Pastor of Old Saint Patrick's Church, expressing his appreciation of Council's action in satisfying delinquent tax liens against property situate at the corner of North avenue and James street, North Side.

Which was read, and on motion of Mr. Dalley received and filed.

Also

No. 3865. Communication from the American Legion (Pennsylvania State Convention of 1921) expressing its appreciation for the appropriation made by the City of Pittsburgh towards defraying the expenses of the convention.

Which was read and on motion of Mr. Dalley received and filed.

Also

No. 3866.

City of Pittsburgh, Penna,
September 2, 1921.

President and Members of Council,
City of Pittsburgh.

Gentlemen:—

With respect to your letter of August 16th, concerning Council Bill No. 3661, i. e., repaving of Boggs avenue, and more especially concerning motion in connection with this Reso-

lution: "That the Director of the Department of Public Works temporarily repair Boggs avenue so as to put it into proper condition until such time as the City is prepared to permanently repave same."

I beg to report that the Bureau of Highways and Sewers is now working on this street and is putting it in proper condition. It will be finished in a few days, at which time I will notify your Body.

Yours very truly,

N. F. Brown, Director.

Which was read.

Mr. Dalley moved

That the report be received and filed, and a copy be sent to Mr. Cal Wyatt.

Which motion prevailed.

No. 3867.

City of Pittsburgh, Pa.,

September 7, 1921.

President and Members of Council,

City of Pittsburgh,

Gentlemen:—

Relative to your request of August 15th, concerning the placing of a fence along one side of Boggs avenue where there is a deep ravine, you will please not the following:—

We have complied with your recommendation that we make this condition safe. We investigated this situation and added heavy braces to the fence and 2'x10' planks, and we think the condition is now thoroughly safe.

In the interim, until this street is repaved, the fence will be inspected from time to time to keep it in its present good condition.

Yours very truly,

N. F. Brown, Director.

Which was read.

Mr. Dalley moved

That the report be received and filed, and a copy be sent to Mr. Cal Wyatt.

Also

No. 3868.

September 14th, 1921.

Mr. John S. Herron.

President City Council.

Dear Sir:—

I wish to express my deep appreciation and sincere thanks to you and the members of Council for the sympathy and high tribute paid my husband Wm. Glyde Wilkins, in the beautiful Resolution adopted and sent to me in his memory. Please pardon my delay in acknowledging on account of illness.

Very gratefully yours,

Sarah R. Wilkins,

(Mrs. Wm. Glyde).

Which was read, and on motion of Mr. Dalley, received and filed.

And on motion of Mr. Dalley,

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, October 10th, 1921.

No. 50.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 10, 1921.

Present—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Absent—Mr. Robertson.

Mr. Dalley moved

That the minutes of the meeting of Council for Monday, October 4, 1921, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented

No. 3869. Resolution authorizing the issuing of a warrant in favor of John A. Flaherty, a hoseman in the Bureau of Fire, for the sum of \$612.14, covering time lost by him during the months of May, June, July, August, September and October, 1921, by reason of injuries received while playing baseball in the Bureau of Fire Baseball League and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 3870. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$42,358.28, for extra work done on the contract for grading the hillside, building retaining wall and otherwise improving Bigelow Boulevard between Tunnel street and Craig street, and charging same to Contract No. 943, on file in the City Controller's Office.

Also

No. 3871. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs to the Point Bridge, over the Monongahela River, and providing for the payment of the costs thereof.

Also

No. 3872. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1308, Department of Charities.

Which were severally read and referred to the Committee on Finance.

Mr. Dalley presented

No. 3873. Resolution authorizing the issuing of warrants in favor of the Animal Rescue League of Pittsburgh for \$1,104.03 and Philip Marmo for \$21.00 for services rendered the Department of Public Safety, and charging same to Code Account Nos. 1460 and 1459-M, respectively.

Which was read and referred to the Committee on Public Safety.

Also

No. 3874. Resolution authorizing, empowering and directing the City Controller to transfer \$500.00 from Code Account 1428, Item A-3, Wages, Regular Employees, to Code Account 1429, Item B, Miscellaneous

Services, General Office, Department of Public Safety; and \$400.00 from Code Account 1428, Item A-1, Salaries, Regular Employees, to Code Account No. 1482, Item B, Miscellaneous Services, Bureau of Building Inspection.

Which was read and referred to the Committee on Finance.

Mr. English presented

No. 3875. Resolution authorizing and directing the City Controller to transfer the sum of \$698.00 from Code Account No. 1216, Salaries, Regular Employees, Division of Transmissible Diseases, to the following code accounts:

\$148.00 to Code Account 1201, Salaries Regular Employees, General Office.

\$350.00 to Code Account 1207, Miscellaneous Services, Bureau of Infectious Diseases.

\$200.00 to Code Account 1224, Supplies, Division of Bacteriology.

Also

No. 3876. Petition of W. J. Marshall requesting the Director of the Department of Public Works to condemn a triangular strip of ground for park purposes adjoining his property on Rudd street facing Corliss street.

Which were read and referred to the Committee on Finance.

Also

No. 3877. Petition of property owners asking that Buena Vista street from Armandale street to Perrysville avenue be repaved.

Also

No. 3878. Communication from Dr. L. M. Smith asking that South Negley avenue from Wilkins avenue to Northumberland street and Bainbridge way from South Negley avenue to Solway street, be paved.

Which were read and referred to the Committee on Public Works.

Also

No. 3879. Report of the Department of Public Health submitting report of the amount of garbage and rubbish removed during the month of September 1920 as compared with the amount removed in September 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 3880. Resolution approving the payment of \$86.55 to the Pittsburgh Paving Company for extra work on the contract for grading and paving of Clark way between Miller

street and Overhill street, and authorizing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 3881. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$44.63, for extra work done on the contract for repaving Frazier street, from Ward street to Dawson street, and charging same to Contract No. 1131, on file in the City Controller's Office.

Also

No. 3882. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$206.85, for extra work done on the contract for repaving Ward street, from Semple street to Frazier street, and charging same to Contract 1155, on file in the City Controller's Office.

Also

No. 3883. Resolution appropriating \$2,500.00 to help defray the expenses of the parade to be held by the Veterans of Foreign Wars on Armistice Day, November 11, and authorizing the issuing of a warrant or warrants aggregating the sum of \$2,500.00 upon the production and proper audit of vouchers for said expense, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 3884. Resolution authorizing and directing the Mayor to execute and deliver a deed to Mary Doherty for Lot No. 594 located on Sobo street, 4th Ward, upon payment of the sum of \$150.00.

Also

No. 3885. Resolution authorizing and directing the Mayor to execute and deliver a deed to James P. Naughton for Lots Nos. 374, 380 and 381 in the Duquesne Park Plan, in the 26th Ward, for the sum of \$300.00.

Also

No. 3886. Resolution authorizing and directing the Controller to transfer the sum of \$48.18 from Code Account No. 42, Contingent Fund, to Code Account 51-M, to pay one-half salary of Robert Pollock, Filter Foreman, Bureau of Water, who was in the United States Army and injured during the late war.

Also

No. 3887. Resolution authorizing and directing the City Controller

to transfer the sums of \$1,600.00 and \$200.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street" and to credit same respectively to Code Account Nos. 1522-F, Equipment, and 1519-C, Supplies, General Office, Bureau of Engineering.

Also

No. 3888. Resolution approving the sum of \$42.75 to the Pittsburgh Paving Company for extra work on the contract for the grading, paving and curbing of Janero way from Portland street to Mellon street, and authorizing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 3889. Resolution authorizing and empowering the Director of the Department of Public Works to appoint and send two delegates each, from the Department of Public Works to attend and represent the City of Pittsburgh at the Convention of the American Society for Municipal Improvements to be held October 24th to 28th, 1921, at Baltimore, Md., and at the meeting to discuss City Paving to be held under the auspices of the Engineers' Club of Philadelphia, October 20th and 21st, 1921, at Philadelphia, Pa., and authorizing the issuing of warrants in favor of the said delegates in payment of their necessary expenses incurred by attending the said convention and meeting, not exceeding in the aggregate the sum of \$270.00, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3890. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street" and to credit same for the payment of the final estimate for Contract No. 5305, Mayor's Office File No. 273, entered into with the M. O'Herron company for grading of hillside, building of retaining wall, laying of sidewalks, curbing and otherwise improving Bigelow Boulevard between Tunnel and Craig streets.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 3891. Resolution authorizing the issuing of a warrant in favor of Louis Ruhe in the sum of \$1,716.00 for animals for Highland Park Zoo, and charging same to Code Account No. 1848.

Also

No. 3892. Resolution authorizing the issuing of a warrant in favor of Bain Wagon Company in the sum of \$945.00 for three wagons for the Bureau of Parks, and charging same to Code Account No. 1802, Bureau of Parks.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 3893. An Ordinance repealing Ordinance No. 209, approved July 8th, 1919, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Welfer street, from Frank street to the existing sewer on Welfer street, at a point about 300 feet east of Frank street, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3894. Resolution authorizing the issuing of a warrant in favor of J. Toner Barr for the sum of \$65.00 for extra work done on the contract for the reconstruction of a sidewalk on Suburban Avenue Bridge over Cape May avenue, and charging same to Code Account No. 1555-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Also

No. 3895. An Ordinance repealing Ordinance No. 650, approved November 18th, 1912, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Barn alley, from Morgan street to the property line of the Montiflore Hospital, and providing the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3896. An Ordinance repealing Ordinance No. 247, approved July 23rd, 1919, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Cowan street, from a point about 20 feet west of Dilworth street to the existing sewer on Prospect street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3897. An Ordinance repealing Ordinance No. 445, approved October 18th, 1917, entitled, "An Ordinance authorizing and directing the

grading, paving and curbing of Faulkner street, from Chartiers avenue to Allendale street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3898. An Ordinance repealing Ordinance No. 397, approved October 25th, 1920, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Hemans street and Calliope way, from a point about 10 feet west of Addison street to the existing sewer on Center avenue, and providing that the cost, damages and expense of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3899. An Ordinance repealing Ordinance No. 247, approved June 8th, 1921, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Hillcrest street, from a point about 140 feet west of North Graham street to the existing sewer on North Graham street, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3900. An Ordinance repealing Ordinance No. 166, approved June 12th, 1919, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Hillcrest street, from North Fairmount street to North Rebecca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3901. An Ordinance repealing Ordinance No. 253, approved September 20th, 1918, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Middletown road (that portion now in the City of Pittsburgh, from the north line of Tyndall street to Berry street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3902. An Ordinance repealing Ordinance No. 345, approved July 23rd, 1919, entitled, "An Ordinance authorizing and directing the grading to a width of 40 feet paving and curbing of Oberlin street, from

Lemington avenue to Sprague street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3903. An Ordinance repealing Ordinance No. 360, approved August 3, 1921, entitled, "An Ordinance authorizing and directing the grading to a width of 40 feet, paving and curbing of Reed street, from Overhill street to Lombard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3904. An Ordinance repealing Ordinance No. 481, approved November 1st, 1917, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Salisbury street, from Sterling street to Eleanor street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Also

No. 3905. An Ordinance repealing Ordinance No. 246, approved July 23rd, 1919, entitled, "An Ordinance authorizing and directing the grading to certain widths, paving and curbing of Webster avenue, from Orion street to Alpena street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 3906. An Ordinance repealing an Ordinance entitled, "An Ordinance extending and opening Ryolite way, in the Eleventh Ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby," approved May 2nd, 1921.

Also

No. 3907. Petition of property owners of Bernd, Althea and Vandalia streets asking that the gas lamps be changed to electric lamps.

Which were read and referred to the Committee on Public Works.

Also

No. 3908. Resolution authorizing the issuing of a warrant in favor of G. F. Wagner, Freight agent, Pennsylvania Railroad, Sixteenth Street Freight Station, in the sum of \$5,354.76, for demurrage, freight and re-shipment charges at the Brilliant Pumping Station, and charging same to Code Account No. 1755.

Also

No. 3909. An Ordinance providing for the making of a contract or contracts for the laying of water pipe line for the betterment of the water supply service in various sections of the City.

Also

No. 3910. Resolution authorizing the issuing of a warrant in favor of Mannella Bros. for the sum of \$63.00, being full payment for extra labor furnished incident to Contract No. 1140 for the laying of water pipe lines on Braddock avenue, Biddle Street, Flotilla way, etc., and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919.

Also

No. 3911. Resolution authorizing the issuing of a warrant in favor of E. S. Whitehouse, Freight Agent, Pennsylvania Railroad, Aspinwall, Pa., in the sum of \$3,003.00 for demurrage at the Ross and Aspinwall Pumping Stations, and charging same to Code Account No. 1755.

Also

No. 3912. Resolution authorizing the issuing of a warrant in favor of the Wholesale Coal Company for \$3,037.17 for coal for Brilliant Pumping Station, and charging same to Code Account No. 1755.

Also

No. 3913. Resolution authorizing the issuing of a warrant in favor of the Murphy Iron Works for \$1,461.96 for grate bars for Brilliant Pumping Station, and charging same to Code Account No. 1756.

Also

No. 3914. Resolution authorizing the issuing of a warrant in favor of Rensselaer Valve Company for \$704.00 for two 24" Horizontal Hub Gate Valves for the Bureau of Water, and charging same to Code Account No. 203-C.

Which were severally read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3915. Statement of S. H. Krell asking to be reimbursed for injuries received by fire truck.

Also

No. 3916. Report of the Department of Public Works relative to the condition of the Point Bridge.

Also

No. 3917. Communication from Wm. H. Davis, Director of the Department of Public Health, calling attention to the condition of the 1921 appropriation for the removal and disposal of garbage and rubbish.

Which were severally read and referred to the Committee on Finance.

Also

No. 3918. Communication from the Business Men's Association of the East North Side asking that East Ohio Street, from Union Avenue eastwardly, and Chestnut street, from the 16th Street Bridge to Spring Garden Avenue, be repaved; that the building at the corner of East Ohio and Chestnut streets be purchased and removed to relieve traffic conditions, and that Ohio Street be lighted by the modern up-to-date lighting system.

Also

No. 3919. Communication from N. F. Brown, Director of the Department of Public Works, asking that action be postponed for the present on Bill No. 3688, An Ordinance for the grading, paving and curbing of Uvilla street, from Ramona street to Lorenz avenue.

Also

No. 3920. Communication from N. F. Brown, Director of the Department of Public Works, asking that action be postponed for the present on Bill No. 3771, An Ordinance authorizing the construction of a sewer on Telsa street, Loretta street, McCaslin street, Greenfield avenue and private property of Frank McCann.

Which were severally read and referred to the Committee on Public Works.

Also

No. 3921. Resolution adopted by the Lawrenceville Board of Trade asking Council to take steps to abate the nuisance caused by the odors coming from Herrs Island.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3922. Report of the Municipal Music Committee of the Civic Club as submitted to Mr. Nor-

man F. Brown, Director of the Department of Public Works, for the year 1921.

Which was read.

Mr. Dailey moved

That the report be received and filed.

Which motion prevailed.

Also

No. 3923.

MAYOR'S OFFICE.

Pittsburgh, Pa., October 8, 1921.
The Honorable President and
Members of Council.

Gentlemen:

Am in receipt of a communication from Mr. A. W. Thompson, of the Philadelphia Company, addressed to Council and the Mayor, relative to appearing before them in open Council to explain the necessities for their advancing gas rates.

Having received also a letter from Special Solicitor Monro on the question of filing an objection, I think a hearing should be given Mr. Thompson that we may ascertain their position, which will probably shed some light on the position the City should take on the matter.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Winters moved

That the communication be received and filed, and that a conference be held in the Council Chamber on Tuesday morning, October 11th, 1921, at 11:00 o'clock.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 3924. Report of the Committee on Finance for October 4th, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3743. An Ordinance entitled, "An Ordinance creating the position of additional Engineering Draftsman in the Department of Assessors, and fixing the salary thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3748. An Ordinance entitled, "An Ordinance providing for the appointment of sixteen additional patrolmen and four telephone operators in the Bureau of Police, Department of Public Safety, and fixing the salaries therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3754. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thos. Foster, situate in the Second ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3755. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Michael P. Harrity, situate in the Second ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3756. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William W. Martin, situate in the Second ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3765. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919, Bond Fund Appropriation No. 231-A, the sum of \$4,000.00 for the payment of Architectural Expenses, including Salaries, Supplies,

Materials, Equipment and Miscellaneous Services in the City Architect's Office, Department of Mayor."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3766. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of the Municipal Hospital Improvement Bonds, 1919, Bond Fund Appropriation No. 228-A, the sum of \$3,000.00, for the payment of Architectural Expenses, including Salaries, Supplies, Materials, Equipment and Miscellaneous Services in the City Architect's Office, Department of Mayor."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver

English
Garland

Winters
Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3767. An Ordinance entitled, "An Ordinance amending Section 35, Department of Health, Tuberculosis Hospital, and Section 36, Department of Health, Municipal Hospital, of Ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof,' approved January 2, 1920."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3768. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, an additional sum of \$4,716.93 for the payment of the cost of completing contract No. 5476, Mayor's Office File No. 280, entered into with Mike Mannella for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin extending along Independence street and Wabash avenue."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3769. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works to appoint and employ certain additional temporary employees in the Divisions of Designs, Bridges and Streets, Department of Public Works, and fixing the rate of compensation thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3794. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of an iron fence on the northerly side of Bigelow Boulevard, between Brereton street, and Marcella street, and on the southerly side thereof opposite Brereton street at the Kirkpatrick street intersection, and authorizing the setting aside of the sum of Twelve thousand (\$12,000.00) dollars from Bond Fund Appropriation No. 198-B, for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3795. An Ordinance entitled, "An Ordinance authorizing and directing the Director of the Department of Public Works to extend the construction of new curbing and laying of sidewalks on Bigelow Boulevard under the terms of Contract No. 5647, Mayor's Office File No. 288, entered into September 23, 1921, with the D. Collins Company, and authorizing the setting aside of the sum of Seventy-five hundred (\$7,500.00) dollars from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3796. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for sloping the hillside and constructing a slope wall in back of the retaining wall on the southerly side of Bigelow Boulevard, between Elm street and the 17th Street Incline, and authorizing the setting aside of the sum of twenty thousand (\$20,000.00) dollars from Code Account No. 1591-E, 'Restoration of Bigelow Boulevard at Kirkpatrick street,' for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3797. An Ordinance entitled "An Ordinance appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 198-B, the sums of \$7,500.00 and \$7,000.00 respectively, for the payment of expenses, including wages, supplies and materials incurred by the Bureau of Parks and the Bureau of Highways and Sewers, for sloping the hillside and planting trees and shrubbery on the southerly side of Bigelow Boulevard in the vicinity of Rust way and Marcella street, and on the island in Bigelow Boulevard at Thirtieth street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3798. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and to award a contract or contracts for furnishing one motion picture camera

for the use of the Photographic Division, Department of Public Works, and providing for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3799. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of 'Park Roadway Improvement Bonds' Bond Fund Appropriation No. 199, the sum of Thirteen thousand (\$13,000.00) dollars for the payment of expenses, including wages, supplies and materials incurred by the Bureau of Parks for planting trees and shrubbery, furnishing and placing top soil, and landscaping Schenley Park Entrance at Forbes street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3826. An Ordinance entitled, "An Ordinance authorizing the transfer of the sum of Twenty-one thousand (\$21,000.00) dollars from Bond Fund Appropriation No. 194-D, Brownsville Avenue Improvement, to item, Improvement of Perrysville Avenue, from Portman street to the City Line, Bond Fund Appropriation No. 194."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
Garland	Herron (President)
English	Winters

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3695. An Ordinance entitled, "An Ordinance repealing Ordinance No. 311, entitled, 'An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing an auto truck for the use of the Division of Bridges, Bureau of Engineering, Department of Public Works, and providing for the payment for the cost thereof,' approved July 11th, 1921."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3775. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction and improvement of the Beechwood Boulevard Bridge connecting Schenley Park to Beechwood Boulevard and approaches thereto, and authorizing the setting aside of \$250,000.00 from the proceeds of Beechwood Boulevard Bridge Bonds, 1919, Bond Fund Appropriation No. 212, for the payment of the costs thereof."

In Finance Committee, October 4, 1921, Read and amended by adding at the end of Section 1, the words, "The bridge to be on the same location as the present structure," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3852. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$385.82, for services rendered to the Department of City Planning in a consulting capacity, during the months of August and September, 1921, and charging the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3783. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Limited, for the sum of \$7,889.83, for extra work done on the contract for grading, paving, curbing and improving Schenley Park Entrance at Forbes street.

and charging the same to Park Roadway Improvement Bond 1919, Bond Fund Appropriation No. 199.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3698. Resolution authorizing the issuing of a warrant in favor of Yetta Browarsky in the sum of \$340.46, on account of exonerations of taxes for the years 1920 and 1921 on property in Third ward, and charging the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3697. Resolution authorizing the issuing of a warrant in favor of Rt. Rev. Regis Canevin in the sum of \$241.01, on account of refunding taxes assessed in error in property in 10th Ward, and charging the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3784, Resolution appropriating and setting apart a further additional sum of \$10,000.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," street," for the payment of additional work to be done under contract No. 5606, Mayor's Office File No. 286, executed on May 31, 1921, with the John F. Casey Company for making repairs preliminary to the restoration of Bigelow Boulevard at Kirkpatrick street, and authorizing the issuing of warrants drawn on said fund in payment of the cost of said additional work.]

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 3734. Resolution authorizing the issuing of a warrant in favor of Thomas A. Cochran in the

sum of \$621.00, as full compensation for all damages on account of injuries received by falling into a sewer opening at the corner of McNaugher and Mountford streets, and charging the same to the Contingent Fund, Appropriation No. 42.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3851. Resolution authorizing the issuing of a warrant in favor of the Country Club for the sum of \$300.00, in payment of dinner and entertainment of the Parliament of Japan, and charging the same to Code Account No. 42, Contingent Fund.

Mr. Garland moved.

Which was read.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3447. Resolution authorizing the issuing of a warrant in favor of the Central Christian Church in the sum of \$291.06, being a refund

of one-half of the year's taxes against property on Dithridge street, and charging same to Appropriation No. 41, Refund of Taxes.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3573. Resolution authorizing the issuing of a warrant in favor of Dr. N. P. Davis in the sum of \$25.00, for medical services rendered James McMoil, Chauffeur-Mechanic in the Municipal Garage and Repair Shop, who was injured in the performance of his duty, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3690. Resolution authorizing the issuing of a warrant in favor of Geo. R. Eichenlaub for the

sum of \$334.00, in payment for extra work on Sheridan Bath House, and charging same to Contract No. 1067, Appropriation 201, Playground Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3853. Resolution authorizing the issuing of a warrant in favor of John Eichleay, Jr. Company for the sum of \$236.70, for emergency work consisting of watchmen employed for the protection of materials in the buildings affected by the slide caused by the grading of Alexis street, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3849. Resolution authorizing the issuing of a warrant in favor of J. D. Littell for the sum of \$571.00, for extra work done on the contract for the construction of a

swimming pool in Homewood Playground, and charging the same to "Playground Improvement Bonds, 1919", Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3696. Resolution authorizing the issuing of a warrant in favor of R. A. Reed, Federal Treasurer, Pennsylvania Railroad Western Lines, Federal Account for \$460.77, in payment of expenses incurred by City making certain repairs to a sewer crossing the line of the right of way of the Pennsylvania System at Fulton street, North Side, and charging the same to Contingent Fund, Appropriation No. 42.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3777. Resolution authorizing the issuing of a warrant in favor of the Columbian Council School,

or the Irene Kaufmann Settlement House in the sum of \$1,945.53, on account of refund of water rent on property at 1835 Centre avenue, 3rd Ward, and charging same to Appropriation No. 41, Refunding Taxes and Water Rent.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3786. Resolution authorizing and directing the City Controller to transfer the sum of \$4,500.00 from Code Account No. 1591-E, Restoration of Bigelow Boulevard at Kirkpatrick street, to Code Account No. 1568½, Completion of asphalt resurfacing roadway of South Tenth Street Bridge, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of wages, supplies and materials incurred by the Asphalt Plant, Bureau of Highways and Sewers in the completion of the resurfacing with asphalt of the roadway of the South Tenth Street Bridge over the Monongahela River.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3827. Resolution authorizing and directing the Board of Water Assessors to issue an additional exoneration to Mrs. Sarah Serbin on account of charges for water on premises at No. 627 Francis street, 3rd Ward, in the sum of \$28.95, being 50 per cent. of the excess meter rate over the former flat rate.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3778. Resolution authorizing and directing the City Solicitor to file no lien for the collection of assessment of \$657.01 against property of Henry C. Frick for the construction of a public sewer on Milton street, in the Fourteenth Ward (being part of property devised to the City) and to cancel the said assessment.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 1805. Resolution authorizing and directing the Mayor to execute a deed to Ralph D. Young for Lots Nos. 781, 782 and 783 in the McLain and Maple's Plan of Lots, fronting 70 feet on Chalfont street, instead of 60 feet, as provided in Resolution No. 262, approved June 4, 1919.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3037. Resolution providing that a quit claim deed be executed by the Mayor to John C. Logan, in consideration of the sum of \$1.00, for a certain lot partly in the Fourteenth ward on Cash way and partly in the Borough of Swissvale.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3318. Resolution authorizing and directing the Mayor to execute and deliver to Mrs. Bridget Haley a deed conveying house and lot situate on Stafford street in the Twentieth Ward in lieu of house destroyed on Brereton street by landslide, and providing for deeding of said property on Brereton street by Mrs. Haley to the City and releasing the said City from any and all claims for damages to property on said Brereton street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3492. Resolution authorizing and directing the Mayor to execute and deliver a deed to Elmer Byers and Mary Byers, for the sum of \$350.00, for lot No. 126 in R. G. McGonigal's Plan, Arlington Place, 12th Ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3725. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 1033, Salaries Regular Employees, to Code Account No. 1094, Salaries Temporary Employees, Department of Assessors.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3751. Resolution authorizing and directing the City Controller to transfer the sum of \$85.00 from Appropriation 1730-E, Repairs to Exposition Building, to Contract No. 1119, Redecorating Exposition Music Hall.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3752. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1033, Repairs, Fire Apparatus, to Code Account No. 1030, Supplies, and the sum of \$4,000.00 from Code Account No. 1031, Materials, Fire Apparatus, to Code Account No. 1032, Materials, all of above accounts being in Municipal Garage and Repair Shop.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3782. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 49 Interest on Contracts, to Code Account No. 45 Election Expense.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3785. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," to Code Account No. 1512-B, Miscellaneous Services, Photographic Division, Department of Public Works.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3787. Resolution authorizing and directing the City Controller to transfer the sum of \$9,600.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," to Bond Fund Appropriation No. 198-B.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3801.

WHEREAS: It is necessary to transfer funds in the various code accounts to others in the Bureau of City Property in order to have sufficient balances to carry the different code accounts which are short to the end of the year. Therefore be it

RESOLVED: That the City Controller be and he is hereby authorized to transfer the following amounts from various code accounts to others in the Bureau of City Property in order to meet expenditures for the balance of the year.

From

Code Acct. 1664—Repairs,	
General Offices	\$ 500.00
Code Acct. 1668—Wages, City	
County Building	3,000.00
Code Acct. 1669—Wages, Tem-	
porary City County Bldg.....	2,450.00
Code Acct. 1673.—Repairs,	
City County Building.....	500.00
Code Acct. 1678—Repairs,	
Municipal Hall, N. S.....	500.00
Code Acct. 1681—Wages, Tem-	
porary Diamond Market.....	505.00
Code Acct. 1691—Wages, Tem-	
porary North Side Market	2,876.00
Code Acct. 1709—Repairs,	
South Side Market	500.00
Code Acct. 1711—Repairs,	
Scales	300.00
Code Acct. 1725—Repairs,	
Foster Homestead	1,000.00
Code Acct. 1730—Repairs	
Exposition Building	2,000.00
	<hr/>
	\$14,131.00

To

Code Acct. 1680—Wages, Dia-	
mond Market	\$ 4,740.00
Code Acct. 1690—Wages,	
North Side Market	3,471.00
Code Acct. 1705—Wages,	
South Side Market	2,200.00
Code Acct. 1714—Wages,	
Wharves and Landings.....	3,400.00
Code Acct. 1726½—Wages,	
Exposition Building.....	320.00
	<hr/>
	\$14,131.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3802. Resolution authorizing the City Controller to transfer the sum of \$1,000.00 from Appropriation Account No. 1747, "Supplies," to Appropriation Account No. 1748, "Materials," Department of Public Works, Bureau of Water.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3803. Resolution authorizing and directing the City Controller to transfer the following sums, amounting in the aggregate to \$135.00 from Code Account 1903-E, Repairs, to the following code accounts as divided:

\$60.00 to Code Account 1901-C, Supplies,

\$75.00 to Code Account 1904-F, Equipment and Machinery, Bureau of Tests.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3804. Resolution authorizing and directing the City Controller to transfer the following sums, to-wit:

From Code Account 1821,	
Wages Temporary Employees,	
Small Parks,	\$1,000.00
From Code Account 1878	
Wages Temporary Employees,	
Street Tree,	1,700.00

\$2,700.00

To Code Account 1856, Wages Regular Employees, Riverview Park,

\$2,700.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3805. Resolution authorizing and directing the Controller to transfer the sum of \$1,011.80 from General Funds of Appropriation No. 201, Playground Bonds, to Contract 1115, Plumbing Work at the Schenley Bathhouse.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3854. Resolution authorizing and directing the City Controller to transfer \$200.00 from Appropriation No. 1108-B, Miscellaneous Services, to Appropriation No. 1111-F, Equipment; \$275.00 from Appropriation No. 1109-C, Supplies, to Appropriation No. 1111-F, Equipment, and \$75.00 from Appropriation No. 1109-C, Supplies, to Appropriation No. 1110-F, Repairs, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3855. Resolution authorizing and directing the City Controller to transfer \$200.00 from Appropriation No. 1046-B, Miscellaneous Services, to Appropriation No. 1047½, Transit Commission.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3691. Resolution authorizing and directing the Controller to transfer the sum of \$113.22 from General Fund, of Appropriation No. 201, Playground Bonds, to Contract No. 1062, Plumbing Work at Sheridan Bath House.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3701. Resolution authorizing and directing the Controller to transfer the sum of \$292.00 from Appropriation 1686, Equipment Diamond Market, to Contract No. 1044, Appropriation No. 1687, to pay the final estimate on the Baker-Smith contract for alterations to refrigerating machine in Diamond Market.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3757.

RESOLVED, That the City Controller shall be and he is hereby authorized, empowered and directed to make the following transfers in appropriations in the Department of Public Safety and the Bureaus of Police, Fire and Electricity.

\$ 500.00	from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1426, Item A-1, Salaries, Regular Employees, General Office, Department of Public Safety.
\$1,100.00	from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1434, Item A-1, Salaries, Regular Employees, Division of Accounts and Permits, General Office, Department of Public Safety.
\$ 370.00	from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1432, Item E, Repairs, General Office, Department of Public Safety.
\$3,000.00	from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police.
\$4,000.00	from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1448, Item B, Miscellaneous Services, Street Car Fare, Bureau of Police.
\$2,000.00	from Code Account No. 1444, Item A-1, Salaries, Regular

Employees, Bureau of Police, to Code Account No. 1449, Item C, Supplies, Bureau of Police.

\$1,200.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1463, Item B, Miscellaneous Services, Bureau of Fire.
\$3,000.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.
\$2,000.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1465, Item D, Materials, Bureau of Fire.
\$2,500.00	from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1468, Item F, Equipment & Machinery, Bureau of Fire.
\$ 440.00	from Code Account No. 1472, Item A-1, Salaries, Regular Employees, Bureau of Electricity, to Code Account No. 1475, Item D, Materials, Bureau of Electricity.

In Finance Committee, October 4th, 1921, Read and amended in item "No. 1448, Item B, Miscellaneous Services, Street Car Fare, Bureau of Police, \$4,000.00" by striking out "\$4,000.00" and by inserting in lieu thereof "\$3,000.00" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3206. Resolution authorizing and directing the Mayor to execute and deliver a deed to Stefan Puszek, for the sum of \$48.00, for lot on Colorado way, 27th Ward, bounded and described as follows: Beginning on the east side of Colorado way at a point 93.15 feet southwardly from the corner of Halsey Place and Colorado way, thence extending southwardly 24 feet to a pin; thence eastwardly 55 feet to a pin; thence northwardly 24 feet to a pin; thence westwardly 55 feet to Colorado way, the place of beginning.

In Finance Committee, October 5th, 1921, Read and amended by striking out all the words beginning with "southwardly from the corner of Halsey Place," and ending with the words "the place of beginning," and by inserting in lieu thereof the words "south of Halsey Place; thence south along said Colorado way 24 feet to lot of John Voelker and thence extending east preserving the same width, a distance of 55 feet," and by striking out the words "\$48.00" and inserting in lieu thereof the words \$150.00" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Henderson presented

No. 3925. Report of the Committee on Public Works for October 4, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3605. An Ordinance entitled, "An Ordinance widening certain parts of Lawn street, in the Fourth Ward of the City of Pittsburgh, between Maurice street and Rock street, as hereinafter designated and described as parts 'A' and 'B'; fixing the width and position of the sidewalks and roadway; providing for the sloping and parking of the portions of said Lawn street lying without the lines of the sidewalks and roadway, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3606. An Ordinance entitled, "An Ordinance widening Bigelow Boulevard at its intersection with Kirkpatrick street in the Second Ward of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 2607. An Ordinance entitled, "An Ordinance widening Middletown road, in the 20th Ward of the City of Pittsburgh, from Tyndall street to Ladoga street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3608. An Ordinance entitled, "An Ordinance widening Carson street East, in the 17th Ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 78.92 feet west of South First street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3666. An Ordinance entitled, "An Ordinance widening Second avenue, in the First Ward of the City of Pittsburgh from Grant street to a point 20 feet eastward therefrom, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3735. An Ordinance entitled, "An Ordinance opening Murdoch street, from Bartlett street to Covode street, in the Fourteenth Ward of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3502. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Winterton street, from Stewart street to the northerly terminus thereof, at the north line of Samuel W. Black and J. H. Park Plan of Lots, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3609. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Ravenna street, from Shady avenue to Spahr street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3718. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of North Dunfermline street, from Tioga street to Finance street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson presented

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3729. An Ordinance titled, "An Ordinance authorizing and directing the grading, paving, curbing and otherwise improving Boulevard of the Allies, from Gist

street to a point 346.96 feet east of Seneca street, including regrading, repaving and otherwise improving of Jumonville street, from Boulevard of the Allies to Tustin street, as affected thereby, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3165. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Broad street, from a point about 50 feet east of Station street to the existing sewer on Hamilton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3759. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Martha street, from a point about forty (40) feet southeast of Trinity street to the existing sewer on El Paso street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3760. An Ordinance entitled, An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of the Boulevard of the Allies and on Seneca street, from a point about 60 feet east of Gist street to the existing sewer on Tustin street with a branch sewer on the north sidewalk

of the Boulevard of the Allies east of Seneca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3761. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the north sidewalk of Terrace street, from a point about 305 feet west of Robinson street to the existing sewer on Robinson street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3770. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on the southeast sidewalk of Windsor street, from a point about 50 feet northeast of Greenfield avenue to the existing sewer on Lilac street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3829. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for regrading, repaving, recurbing and otherwise improving Perrysville avenue, from Portman street to the City Line, and authorizing the setting aside of the sum of Twenty-one thousand (\$21,000.00) dollars from the proceeds of Street

Improvement Bonds, Bond Fund Appropriation No. 194, for the payment of the cost thereof."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3843. An Ordinance entitled, "An Ordinance amending the title and a portion of Section 1 of Ordinance No. 404, approved September 1st, 1921, entitled, 'An Ordinance widening certain portions of Brownsville avenue, in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington avenue and a point 23.02 feet west of the first angle east of William street, hereinafter designated and described as portions 'A', 'B', 'C', 'D', 'E', 'F', 'G' and 'H', and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3842. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$762.87, for extra work done on the contract for repaving Highland avenue, from Fifth avenue to Center avenue, and charging same to contract No. 1130, on file in the City Controller's Office.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3844. Resolution authorizing the issuing of a warrant in favor of D. Collins Company for the sum of \$100.00, in payment for extra work on their contract for new cement sidewalks at the South Side Market, and charging same to Contract No. 1190. Appropriation 1709-E, Repairs to South Side Market.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3762. Resolution authorizing the issuing of a warrant in favor of Thomas Cronin Company for the sum of \$133.75, for extra work done on the contract for repaving 9th street, from Penn avenue to Duquesne way, and charging same to Contract No. 1126 on file in the City Controller's Office.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3772. Resolution authorizing the issuing of a warrant in favor of Mike Mannella for \$496.00, in payment of extra work done on the contract for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin, extending along Independence street and Wabash street, from McKnight street to the existing 48 inch sewer on Wabash street at Plank street, and charging the same to contract No. 5476, Mayor's Office File No. 280.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3773. Resolution authorizing the issuing of a warrant in favor of The Pittsburgh Paving Company for the sum of \$619.00, for extra work done on the contract for repaving Brookline Boulevard, from Pioneer avenue to Creedmore avenue, and charging same to Contract No. 1128 on file in the City Controller's Office.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3845. Resolution authorizing the issuing of a warrant in favor of Robt. A. Thompson for the sum of \$8.00, in payment for extra work on contract for repainting of South Side Market, and charging same to Contract No. 1169. Appropriation 1709-B. Repairs to the South Side Market.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3841. Resolution approving the payment of extras amounting to \$110.00, in the contract with Frank Manella for the construction of a 15 inch pipe sewer on Arval way, from a point about 415 feet northeast of Morgan street to the existing sewer on Morgan street.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 3840. Resolution authorizing and directing the Director of the Department of Public Works to repave the easterly shoulder of East street, from Creek street to Evergreen road under the terms of Contract No. 5595, Mayor's Office File No. 286, executed July 28, 1921, with Booth & Flinn, Ltd., for the repaving of the east shoulder of East street, from

Royal street to Creek street, and authorizing the issuing of warrants drawn on Bond Fund Appropriation No. 194, Item, Repaving easterly shoulder of East street from Royal street to Creek street, for the payment of the cost of the above described extension of said contract.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 3688. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Uvilla street, from Ramona street to Lorenz avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Also

Bill No. 3771. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Tesla street, Loretta street, McCaslin street, Greenfield avenue and private property of Frank McCann, from a point about 15 feet north of Montclair street to the existing 48 inch brick sewer on Greenfield avenue east of Wheatland street, with branch sewers on Deely street, Durrell road, Beehner road, Loretta street, Millington road, Melbourne street and on the south sidewalk of Greenfield avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Henderson moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Oliver presented

No. 3926. Report of the Committee on Public Service and Surveys for October 4, 1921, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3811. An Ordinance entitled, "An Ordinance locating Viaducts, Bridge and Approaches in the Second and Twenty-third Wards of the City of Pittsburgh, on and over Sixteenth street, over and across private properties and property of the Pennsylvania Railroad Company and the right of way of the Pittsburgh Junction Railroad Company, over and across the Allegheny River right of way of the Pittsburgh and Western Railway Company and on and over Chestnut street, from Mulberry way to a point 2.02 feet north of the northerly line of Saw Mill Way; laying out and opening the same as a public highway; fixing the width and position of the sidewalks and roadway, and establishing the grade thereof, and providing that the costs, damages and expenses caused thereby shall be charged and assessed in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3812. An Ordinance entitled, "An Ordinance re-establishing the grade on Mulberry way, from a point 141 feet west of the westerly line of 16th street, to a point 132 feet east of the easterly line of 16th street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3813. An Ordinance entitled, "An Ordinance re-establishing the grade on Penn avenue, from Fifteenth street to Seventeenth street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3814. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and establishing and re-establishing the grade on Sixteenth street, from Spring way to a point 550.81 feet north of the northerly line of Pike street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3815. An Ordinance entitled, "An Ordinance fixing the width and position of sidewalks and roadway and re-establishing the grade on Chestnut street, from a point 2.02 feet north of the northerly line of Saw Mill Way to South Canal street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3816. An Ordinance entitled, "An Ordinance fixing the width and position of the westerly sidewalk on Perrysville avenue, from Bascom street to the City Line."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3817. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of Portola avenue, from Delaware street, to Delaware street, and providing for the sloping and parking of the portions of said Portola avenue lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3818. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Plainfield street, from Forbes street to the westerly line of the 'Murdoch Farms Plan.'"

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3819. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway, establishing and re-establishing the grade of the westerly and southerly curb line of Manchester avenue, from South avenue to Allegheny avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 3820. An Ordinance entitled, "An Ordinance establishing the grade of Wayland way, from Portola avenue to Portola avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were.

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 3927. Report of the Committee on Filtration and Water for October 4th, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3846. Resolution authorizing the issuing of a warrant in favor of A. V. Purnell, Contractor, of Pittsburgh, Pa., in the sum of \$383.83, in full settlement for experimental gunite concrete work at Highland Reservoir No. 2, and charging same to Account No. 203-C, Water Bonds, Series "A", 1919.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Winters
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

UNFINISHED BUSINESS

Mr. Winters called up.

Bill No. 3295. Communication from the Mayor nominating Albert D. Brandon for the position of Police Magistrate, to fill the vacancy caused by the removal of Mr. Walter J. Lloyd.

In Council, June 27, 1921, Vote reconsidered by which action on the confirmation was indefinitely postponed, and further action postponed for the present.

In Council, July 18, 1921, Read and motion lost to reconsider action to postpone.

In Council, July 25, 1921, Called up and motion lost to reconsider vote by which further action on the communication was postponed for the present.

Which was read.

Mr. Winters moved

That the vote, by which further action on the confirmation was postponed for the present, be reconsidered.

Which motion prevailed.

Mr. Winters moved

That the appointment of Albert D. Brandon as Police Magistrate be approved and confirmed.

Upon which motion, the ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Winters
English	Herröth, (President)
Garland	

Noes—Mr. Oliver.

Ayes—7.

Noes—1.

And a majority of the votes of council being in the affirmative, the appointment of Albert D. Brandon as Police Magistrate was approved and confirmed.

MOTIONS AND RESOLUTIONS.

Mr. Dailey presented

No. 3928. WHEREAS, The Act of Assembly of June 15th, 1915, provides "That taxes and water rents,

or rates, in cities of the second class, shall be levied and assessed annually, and all appropriations shall be made annually, by general ordinance, prior to the first day of December of each year, which shall fix and determine the same for the ensuing fiscal year commencing January first", and

WHEREAS, in order that the provisions of this Act may be carried out, it will be necessary to have the budget estimates not later than October 17th, 1921; Therefore, be it

RESOLVED, That the Mayor be and he is hereby directed to have the estimates of the various departments of the city government prepared and submitted to Council for its consideration not later than October 17th, 1921.

Which was read.

Mr. Dailey moved

The adoption of the resolution.

Which motion prevailed.

And on motion of Mr. Dailey,

Council adjourned.

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Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, October 17th, 1921.

No. 51

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

E. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 17, 1921.

Council met.

Present—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Absent—Messrs.

English	Garland
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PRESENTATIONS.

Mr. Anderson presented

No. 3929. Resolution authorizing and directing the Director of the Department of Public Safety to extend to Robert L. VanDyke, a clerk employed in the Division of Accounts and Permits, a leave of absence for three months from October 31st, 1921, with pay; and authorizing the issuing of warrants in favor of said Robert L. VanDyke in payment thereof, and charging same to Code Account No. 1444, Item A, Salaries, Regular Employees, Bureau of Police.

Also

No. 3930. Resolution authorizing and directing the City Solicitor to

satisfy liens filed against the property of Mary V. McLaughlin at Nos. 106 to 114 April Term, 1922, inclusive, upon payment of the assessment at face for construction of sewer on Hillside street, Fifth Ward, to-wit: \$15.00 for each of said nine lots; and charging the costs of \$106.20 against said lots to the City of Pittsburgh.

Also

No. 3931. Resolution authorizing the City Controller to transfer \$1,500.00 from Appropriation No. 1062, Miscellaneous, to Appropriation No. 1063, Supplies, Department of City Treasurer.

Which were severally read and referred to the Committee on Finance.

Mr. Anderson (for Mr. English) presented

No. 3932. An Ordinance providing for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for a period of one year from January 1st, 1922.

Which was read and referred to the Committee on Health and Sanitation.

Also

No. 3933. Communication from Miss Catherine Berry (The Downey Heirs) relative to transferring title to her to a small strip of ground adjoining her property at the corner of Tannehill and Webster avenue, Third Ward.

Which was read and referred to the Committee on Finance.

Mr. Dailey presented

No. 3934. Resolution authorizing and directing the City Controller to transfer the sum of \$14,000.00 from Code Account No. 1466, Item E, Repairs, Department of Public Safety, Bureau of Fire, to Appropriation No. 42, Contingent Fund.

Which was read and referred to the Committee on Finance.

Also

No. 3935. An Ordinance regulating the sale and use of fireworks, firecrackers, and all chemical compounds or mixtures used to produce a pyrotechnic effect, and providing penalties for the violation thereof.

Also

No. 3936. An Ordinance amending Section 9 of an ordinance entitled, "An Ordinance regulating the construction, alteration, additions to, arrangement, equipment and the use and occupancy of buildings used for the storage, repair, or housing of self-propelled vehicles containing volatile or highly inflammable fuel, which shall hereafter be known as buildings of Classification No. VII and its subdivisions; regulating the installation of storage systems for volatile or highly inflammable fuel; regulating the installation therein of heating, ventilating and lighting system, providing the issuance of construction and occupancy permits therefore, and providing penalties for the violation of the provisions hereof," approved the 4th day of April, A. D. 1921.

Which was read and referred to the Committee on Public Safety.

Mr. Daley (for Mr. Garland) presented

No. 3937. Resolution authorizing the issuing of a warrant in favor of Annie Orr Holder for the sum of \$133.11, being the taxes for the last quarter of the year 1921 on certain property owned by her, situate in the First Ward of the City of Pittsburgh, which was taken by the City in the widening of Second Avenue in connection with the construction of the Boulevard of the Allies, and charging same to Code Account No.

Which was read and referred to the Committee on Finance.

Mr. Henderson presented

No. 3938.

Whereas, several of our Supplies, Materials and Equipment accounts show a deficit, and

Whereas, to settle bills charged against these accounts it will be necessary to reimburse these accounts, and

Whereas, in several other accounts there appears balances; Therefore, be it

Resolved, that the City Controller shall be and he is hereby authorized and directed to transfer the following sums to-wit:

From

Code Account 1787, Salaries Regular employes, Schenley Nursery	\$ 125.00
Code Account 1797, Wages Regular employes, Schenley Stables	260.00
Code Account 1812, Salaries Regular employes, North Side Conservatory.....	54.00
Code Account 1818, Repairs, North Side Conservatory.....	100.00
Code Account 1836, Wages Regular employes, Highland Stables	190.00
Code Account 1872, Miscellaneous Services, West Park	350.00
Code Account 1877, Salaries, Regular employes, Street Tree Division	16.40
	\$1,095.40

To

Code Account, 1783, Supplies, Schenley Park	\$ 200.00
Code Account, 1786, Equipment, Schenley Park	100.00
Code Account 1793, Supplies, Golf Grounds	50.00
Code Account 1794, Materials, Golf Grounds.....	20.00
Code Account 1808, Materials, Schenley Conservatory	100.00
Code Account 1810, Equipment, Schenley Conservatory	2.40
Code Account 1819, Equipment, North Side Conservatory	15.00
Code Account 1823, Supplies, Small Parks	68.00
Code Account 1826, Equipment, Small Parks	90.00
Code Account 1832, Materials, Highland Park	50.00
Code Account 1859, Supplies, Riverview Park	150.00
Code Account 1860, Materials, Riverview Park	240.00
Code Account 1873, Supplies, West Park, N. S.	60.00
	\$1,095.40

Also

No. 3939. Resolution authorizing and directing the City Solicitor to satisfy liens filed in the name of Annie M. Miller at No. 1284 July Term, 1914, upon payment of \$179.70, being net tax for the year 1912; at No. 2887 April Term, 1917, upon payment of \$170.58, being net tax for the

year 1914; at No. 132 January Term, 1919, upon payment of \$204.50, being net tax for the year 1915; at No. 2878 January Term, 1920, upon payment of \$167.49, being net tax for the year 1916; and at No. 2618 January Term, 1921, upon payment of \$158.91, being net tax for the year 1917, and charging the costs thereof to the City of Pittsburgh; and authorizing and directing the City Treasurer to accept the sum of \$182.31, being net tax for the year 1918 against property in the name of M. N. Rogers, and the sum of \$176.65 being net tax against property of M. N. Rogers for the year 1919; the property referred to in both cases being situate on Island Avenue, in the 21st Ward.

Which were read and referred to the Committee on Finance.

Mr. Oliver presented

No. 3940. An Ordinance granting unto the Colonial Supply Company, its successors and assigns, the right to construct, maintain and use a switch siding on Preble avenue in the Twenty-first Ward, City of Pittsburgh, said track to be located at a point approximately one hundred and one (101') feet south of Franklin street, extending southwardly across and along Preble avenue for a distance of one hundred and eighty-two (182') feet to the north building line of Locust street, for the purpose of conveying materials, etc. to and from the property of the Colonial Supply Company situate on Preble avenue between an unnamed alley and Locust street.

Also

No. 3941. An Ordinance fixing the width and position of the sidewalks and roadway and establishing and re-establishing the grade on Sixteenth street, from Spring way to a point 550.81 feet north of the northerly line of Pike street.

Also

No. 3942. An Ordinance establishing the grade of Althea street, from Estella avenue to Bernd street.

Also

No. 3943. An Ordinance re-establishing the grade of Enfield street, from Centre avenue to Baum Boulevard.

Also

No. 3944. An Ordinance re-establishing the grade of Allegheny avenue, from Ridge avenue to Wolfendale street.

Also

No. 3945. An Ordinance re-establishing the grade of Reedsdale street, from Stengel street to English street.

Also

No. 3946. An Ordinance re-establishing the grade of Stroble street, from a point 96.35 feet west of Manchester avenue to a point 141.89 feet east of Manchester avenue.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 3947. Resolution authorizing the issuing of a warrant in favor of F. J. Pfeiffer, a painter in the employe of the Bureau of Parks, Department of Public Works, for the sum of \$1,000.00, in full settlement of all claims for injuries received while in the performance of his duty, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 3948. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 from Code Account No. 1053, Registrar's Fees and Debt Statements, to Code Account No. 1050, Supplies, Department of the Controller.

Also

No. 3949. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Appropriation No. 1080, Preparing and Prosecution Litigation against Public Services Companies, to Appropriation No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Winters presented

No. 3950. An Ordinance authorizing the filing of complaints against the increase in natural gas rates and authorizing the employment of accountants and experts to investigate the natural gas situation, and providing for their compensation.

Also

No. 3951. Resolution authorizing and directing the Mayor to execute and deliver a deed to George J. Kambach in behalf of John J. Uetz for Lot No. 100 in the Homestead Bank Plan, located on Cash way, 14th Ward for the sum of \$100.53.

Which were read and referred to the Committee on Finance.

Also

No. 3952. An Ordinance providing for the letting of a contract for the furnishing of four (4) horses for the Bureau of Water.

Also

No. 3953. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Mfg. Company in the sum of \$2,875.75 for hydrants and parts for the Bureau of Water, and charging same to Code Account No. 203-C.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 3954.

October 17, 1921.

President and Members of Council,
City of Pittsburgh.

Gentlemen:

Whereas, a commission of bridge engineers, constituted under authority of the City Council and the Mayor, has submitted a final report stating its conclusions as to the safety of the Point Bridge over the Monongahela River, and has recommended certain repairs as necessary for the continued use of the structure, and

Whereas, the said Point Bridge cannot be safely used by traffic unless said repairs are made, and

Whereas, the continued used of said bridge is necessary for the accommodation of traffic, and

Whereas, the foregoing facts constitute a public emergency, Now, Therefore,

Pursuant to the terms and provisions of Section 13 of the Act of May 31 1911, relating to Appropriations, we, the undersigned, the Mayor and Controller of the City of Pittsburgh, hereby certify the existence of an emergency requiring a special appropriation of Ten thousand (\$10,000.00) dollars, to meet the same, or so much thereof as may be necessary.

E. V. BABCOCK,

Mayor.

E. S. MORROW,

Controller.

Also

No. 3955. An Ordinance declaring that an emergency exists owing to the necessity for making certain repairs to the Point Bridge over the Monongahela River, and making an emergency appropriation in the sum of Ten thousand (\$10,000.00)

dollars for the payment of the cost of said repairs out of revenues derived from taxes and other sources of income.

Also

No. 3956. Communication from N. F. Brown, Director of the Department of Public Works, relative to the condition of the Penn avenue, Shady avenue and South Highland Avenue Bridges, and asking for an appropriation for the reconstruction of these bridges.

Also

No. 3957. Communication from the Soho Baths Association asking for a hearing relative to an appropriation of \$20,000.00 for the year 1922.

Also

No. 3958. Communication from the Homewood Board of Trade relative to establishing and maintaining a Tourist's Camp in Frick Woods.

Also

No. 3959. Communication from Steel City Lodge No. 591, Brotherhood of Railway Clerks, asking that Council make an appropriation to take care of the unemployed.

Also

No. 3960. Communication from P. J. McGrath, Secretary, Street Car Employees Association, Division No. 85, relative to the condition of the Point Bridge.

Which were severally read and referred to the Committee on Finance.

Also

No. 3961. Communication from John Lubinski asking for a hearing relative to the condition of Leander street.

Also

No. 3962. Communication from the Knoxville Borough Council relative to the City of Pittsburgh joining in the improvement of Hartford street which is the dividing line between the City and the Borough.

Which were read and referred to the Committee on Public Works.

Also

No. 3963. Communication from A. J. Kelly, Jr., relative to the location of Cherry way between Fifth avenue and Water street at a width of 50 feet.

Which was read and referred to the Committee on Public service and Surveys.

REPORTS OF COMMITTEES.

Mr. Anderson (for Mr. Gayland) presented

No. 3964. Report of the Committee on Finance for October 13th, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Mr. Anderson moved

A suspension of Rule VIII, which provides that all bills, ordinances and resolutions, when returned from committee, shall be printed and a copy of each mailed to each member at least 48 hours previous to a meeting of council.

Also, with an affirmative recommendation,

Bill No. 3824. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two hundred eighty-five thousand dollars (\$285,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East street, from Tripoli street to Royal street, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Robertson
Dalley	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3825. An Ordinance entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three hundred fifty-one thousand dollars (\$351,000.00) and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz: For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving a new street to extend from Hazelwood avenue to Greenfield avenue, in part along Irvine street on the easterly side of and parallel to the Baltimore and Ohio Railroad tracks, including the abolition of the grade crossing on Second avenue at a point midway between Longworth street and Hazelwood avenue, and the improvement of the under grade crossing at Greenfield and Second avenue, and providing for the redemption of said bonds and the payment of interest thereon."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Robertson
Dalley	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3850. Resolution authorizing the issuing of a warrant in favor of Dr. J. O. Donaldson in the sum of \$21.95, for expenses incurred in having his automobile, which was struck by a city fire truck, repaired, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3651. Resolution authorizing the issuing of a warrant in favor of John V. Hughes, and Jane, his wife, for the sum of \$119.28, refunding taxes erroneously assessed against their property abutting on Amella way, and charging the same to Appropriation No. 41.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3790. Resolution authorizing the issuing of a warrant in favor of such person or persons as may be designated and appointed Guardian by the Orphans' Court of Harry Kinlin, on account of injuries sustained by said Harry Kinlin, by falling through defective railing at Smithfield Street Comfort Station, on April 28, 1921, and also in favor

of John and Gertrude Kinlin, parents of said Harry Kinlin, in the sum of \$750.00, being in full settlement of any and all claims for damages which they might have against the City arising out of said accident, the same to be charged to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3791. Resolution authorizing the issuing of a warrant in favor of Mrs. B. L. Levy in the sum of \$150.00, in settlement of all claims for damages against the City on account of injuries received by stepping from a street car at the corner of Forbes and Atwood street into a hole or depression in the street, and charging the same to Code Account No. 42 (Contingent Fund).

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3881. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$44.63, for extra work done on the contract for repaving Frazier street, from Ward street to Dawson street, and charging same to Contract No. 1131, on file in the City Controller's Office.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3882. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$206.85, for extra work done on the contract for repaving Ward street, from Semple street to Frazier street, and charging same to Contract No. 1155, on file in the City Controller's Office.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3788. Resolution authorizing the issuing of a warrant in favor of Mrs. Jacob Pietrzak in the sum of \$325.00, in full settlement of all claims for damages which she might have against the City arising out of injuries sustained in stepping on sewer lid, which tilted and projected her into the sewer at Carson and 20th streets, and charging the same to Code Account No. 42, (Contingent Fund.)

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3880. Resolution approving the payment of extras, amounting to \$86.55, in contract with the Pittsburgh Paving Company for the grading and paving of Clark way, between Miller street and Overhill street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3888. Resolution approving the payment of extras, amounting to \$42.75, in the contract with the Pittsburgh Paving Company for the grading, paving and curbing of Jan-ero way, from Portland street to Mellon street, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3576. Resolution authorizing the issuing of a warrant in favor of Walter F. Weinz for the sum of \$10.00, refunding overcharge paid for electric sign permit, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3889. Resolution authorizing and empowering the Director of the Department of Public Works to appoint and send two delegates each from the Department of Public Works to attend and represent the City of Pittsburgh at the Convention of the American Society for Municipal Improvements to be held October 24th, to 28th, 1921, at Baltimore, Md., and at the meeting to discuss city paving to be held under the auspices of the Engineers' Club of Philadelphia, October 20th and 21st, 1921, at Philadelphia, Pa., and authorizing the issuing of warrants in favor of said delegates in payment of their necessary expenses, not exceeding in the aggregate, the sum of \$270.00, and charging same to Code Account No. 42, (Contingent Fund.)

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3872. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1308, Department of Charities, to take care of increased demand being made upon that department to expend money for charitable purposes.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3874. Resolution authorizing, empowering and directing the City Controller to transfer \$500.00 from Code Account 1428, Item A-3, Wages, Regular Employees, to Code Account 1429, Item B, Miscellaneous Services, General Office, Department of Public Safety; and \$400.00 from Code Account 1428, Item A-1, Salaries, Regular Employees, to Code Account No. 1482, Item B, Miscellaneous Services, Bureau of Building Inspection.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Bill No. 3875. Resolution authorizing and directing the City Controller to transfer the sum of \$698.00 from Code Account 1216, Salaries Regular Employees, Division of Transmissible Diseases, to the following code accounts:

\$148.00 to Code 1201, Salaries Regular Employees, General Office.

\$350.00 to Code 1207, Miscellaneous Services, Bureau of Infectious Diseases.

\$200.00 to Code 1224, Suplies, Division of Bacteriology, all in the Department of Public Health.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3886. Resolution authorizing and directing the Controller to transfer the sum of \$48.18 from Code Account No. 42, Contingent Fund, to Code Account 51-M, to take care of amount due Robert Pollock, Filter Foreman, Bureau of Water, who was injured during the late war.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3887. Resolution authorizing and directing the City Controller to transfer the sums of \$1600.00 and \$200.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street" and to credit same respectively to Code Ac-

count Nos. 1522-F, Equipment, and 1519-C, Supplies, General Office, Bureau of Engineering.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3890. Resolution authorizing and directing the City Controller to transfer the sum of \$5,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street" and to credit same for payment of the final estimate for contract No. 5305, Mayor's Office file No. 273, entered into with M. O'Herron Company for grading of hillside, building of retaining wall, laying of sidewalks, curbing and otherwise improving Bigelow Boulevard, between Tunnel and Craig streets, etc.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3624. Resolution authorizing and directing the Collector of Delinquent Taxes to exonerate and cancel the assessment of \$433.40 taxes for the year 1921 against the property at 500 West North avenue, 22nd Ward, of the Volunteers of America, together with the penalty and interest thereon, amounting to \$17.56, and for so doing this shall be his authority.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3548. Resolution authorizing the City Solicitor to cancel and satisfy the assessment of \$375.00 for the grading, paving and curbing of Exeter street, from Greenfield avenue to Frank street, against property of Fred W. Jones, upon payment by said Fred W. Jones of the sum of \$180.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3485. Resolution authorizing and directing the City Solicitor to satisfy the liens at Nos. 74 and 75 July Term, 1921, against property of Catherine E. Sharp, in regrading, paving and curbing of Middletown road, upon payment to the City of the sum of \$300.00.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 1395. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 95 on Geyer avenue to M. Mosurak, on behalf of Michael Kovaly, for the sum of \$150.00.

In Finance Committee, Oct. 13, 1921, Read and amended by striking out "\$150.00" and by inserting in lieu thereof "\$250.00", and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3700. Resolution authorizing the City Controller to transfer the sum of \$1290.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1768, A-1, Salaries, Regular Employees, Bureau of Light.

In Finance Committee, Oct. 13, 1921, read and amended by striking out the words "from Code Account No. 42, Contingent Fund, to Code Account No. 1768, A-1, Salaries, Regular Employees, Bureau of Light," and by inserting in lieu thereof the words "\$290.00 from Code Account No. 1755, Supplies, Bureau of Water,

\$50.00 from Code Account No. 1770, Wages, Bureau of Light,

\$950.00 from Code Account No. 1773, Materials, Bureau of Light,

To Code Account No. 1768, Salaries, Regular, Bureau of Light," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Anderson moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3883. Resolution appropriating \$250.00 to help defray expenses of a parade on November 11th, Armistice Day, for the Veterans of Foreign Wars, and authorizing the issue of warrants for payment of same, chargeable to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Robertson moved

That the resolution be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Robertson presented

No. 3965. Report of the Committee on Public Works for October 13th, 1921, transmitting sundry ordinances and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3893. An Ordinance entitled, 'An Ordinance repealing Ordinance No. 209, approved July 8th, 1919, entitled, 'An Ordinance authorizing and directing the construction of a public sewer on Welfer street, from Frank street to the existing sewer on Welfer street, at a point about 300 feet east of Frank street, and providing that the cost, damages and expense of the same be assessed against and collected from property specially benefitted thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3895. An Ordinance entitled, "An Ordinance repealing Ordinance No. 650, approved November 18th, 1912, entitled, 'An Ordinance authorizing and directing the grading, paving and curbing of Barn alley, from Morgan street to the property line of the Montiflore Hospital, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3896. An Ordinance entitled, "An Ordinance repealing Ordinance No. 247, approved July 13th, 1919, entitled, 'An Ordinance authorizing and directing the construction of a public sewer on Cowan street, from a point about 20 feet west of Dilworth street to the existing sewer on Prospect street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3897. An Ordinance entitled, "An Ordinance repealing Ordinance No. 445, approved October 18th, 1917, entitled, 'An Ordinance authorizing and directing the grading, paving and curbing of Faulkner street, from Chartiers avenue to Allendale street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3898. An Ordinance entitled, "An Ordinance repealing Ordinance No. 397, approved October 25th, 1920, entitled, 'An Ordinance authorizing and directing the construction of a public sewer on Hemans street and Calliope way, from a point about 10 feet west of Addison street to the existing sewer on Center avenue, and

providing that the cost, damages and expense of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3899. An Ordinance entitled, "An Ordinance repealing Ordinance No. 247, approved June 8th, 1921, entitled, 'An Ordinance authorizing and directing the construction of a public sewer on Hillcrest street, from a point about 140 feet west of North Graham street to the existing sewer on North Graham street, and providing that the cost, damages and expense of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3900. An Ordinance entitled, "An Ordinance repealing Ordinance No. 166, approved June 12th, 1919, entitled, 'An Ordinance authorizing and directing the grading, paving and curbing of Hillcrest street, from North Fairmont street to North Rebecca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3901. An Ordinance entitled, "An Ordinance repealing Ordinance No. 253, approved September 20th, 1918, entitled, 'An Ordinance authorizing and directing the grading, paving and curbing of Middletown road (that portion now in the City of Pittsburgh) from the north line of Tyndall street to Berry street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3902. An Ordinance entitled, "An Ordinance repealing Ordinance No. 345, approved July 23rd, 1921, entitled, 'An Ordinance authorizing and directing the grading, to a width of 40 feet, paving and curbing of Oberlin street, from Lemington avenue to Sprague street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3903. An Ordinance entitled, "An Ordinance repealing Ordinance No. 360, approved August 3, 1921, entitled, 'An Ordinance authorizing and directing the grading, to a width of 40 feet, paving and curbing of Reed street, from Overhill street to Lombard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3904. An Ordinance entitled, "An Ordinance repealing Ordinance No. 481, approved November 1st, 1917, entitled, 'An Ordinance authorizing and directing the grading, paving and curbing of Salisbury street, from Sterling street to Eleanor street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3906. An Ordinance entitled, "An Ordinance repealing an Ordinance entitled, 'An Ordinance extending and opening Ryolite way, in the Eleventh ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby,' approved May 2nd, 1921."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 803. An Ordinance entitled, "An Ordinance repealing Ordinance No. 484, approved November 1st,

1917, entitled, 'An Ordinance authorizing and directing the grading, paving and curbing of Thirtieth street, from Paulowna street to Brereton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3894. Resolution authorizing the issuing of a warrant in favor of J. Toner Barr for the sum of \$65.00, for extra work done on contract for the re-construction of sidewalk on Suburban avenue bridge over Cape May avenue, and charging same to Code Account 1555-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Ayes—6

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3905. An Ordinance entitled, "An Ordinance repealing Ordinance No. 246, approved July 25th, 1919, entitled, 'An Ordinance authorizing and directing the grading, to certain widths, paving and curbing of Webster avenue, from Orion street to Alpena street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.'"

Which was read.

Mr. Dailey moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Oliver presented

No. 3966. Report of the Committee on Public Service and Surveys for October 11th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3823. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with the Pittsburgh, Oakland and East Liberty Passenger Railway Company, The Pittsburgh Traction Company, Consolidated Traction Company, Pittsburgh Railways Company, and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, for the temporary abandonment of a street railway track on Cherry way, formerly known as Cherry alley, from Fourth avenue to Third avenue, in the First ward of the City of Pittsburgh."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 3967. Report of the Committee on Filtration and Water for October 13, 1921, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3847. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. E. Hammett, whereby the said W. E. Hammett shall give license, privilege and right of way to lay and maintain a city water main extending through his land in the Fourteenth ward, from Northumberland street to Forbes street."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3909. An Ordinance entitled, 'An Ordinance providing for

the making of a contract or contracts for the laying of water pipe lines for the betterment of the water supply service in various sections of the City."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3686. Resolution authorizing the issuing of a warrant in favor of the Allis-Chalmers Manufacturing Company in the sum of \$1-336.73, same being payment in full for all work for making, furnishing and delivering repair parts pumping engine No. 3, at Brilliant Pumping Station, to be paid out of Water Bonds Appropriation No. 203.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3687. Resolution authorizing the issuing of a warrant in favor of Goulds Manufacturing Company in the sum of \$1029.55, same being payment in full for all work for making, furnishing and delivering repair parts for pump at Greentree Pumping Station, and charging same to Water Bonds, Appropriation No. 203.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey
Henderson
Oliver

Robertson
Winters
Herron (President)

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3910. Resolution authorizing the issuing of a warrant in favor of Mannella Bros. for the sum of \$63.00, being in full payment for extra labor furnished incident to Contract No. 1140 for the laying of water pipe lines on Braddock avenue, Biddle street, Flotilla way, etc., and charging same to Appropriation No. 203, Water Bonds, Series "A", 1919.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey
Henderson
Oliver

Robertson
Winters
Herron (President)

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3912. Resolution authorizing the issuing of a warrant in favor of Wholesale Coal Company for \$3,037, for coal for Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey
Henderson
Oliver

Robertson
Winters
Herron (President)

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3913. Resolution authorizing the issuing of a warrant in favor of Murphy Iron Works for \$1,461.96, for grade bars for Brilliant Pumping Station, same to be chargeable to and payable from Code Account 1756.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey
Henderson
Oliver

Robertson
Winters
Herron (President)

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3914. Resolution authorizing the issuing of a warrant in favor of Rensselaer Valve Company for \$704.00, for 2-24" Horizontal hub gate valves for the Bureau of Water, same to be chargeable to and payable from code account 203-C.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Henderson presented

No. 3968. Report of the Committee on Parks and Libraries for October 13th, 1921, transmitting two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3891. Resolution authorizing the issuing of a warrant in favor of Louis Ruhe in the sum of \$1716.00, for animals for Highland Park Zoo, same to be chargeable to and payable from Code Account No. 1848.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3892. Resolution authorizing the issuing of a warrant in favor of Bain Wagon Company in the sum of \$945.00, for three wagons for the Bureau of Parks, same to be chargeable to and payable from code account No. 1802, Bureau of Parks.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 3969. Report of the Committee on Public Safety for October 13th, 1921, transmitting sundry resolutions to council.

Which was read received and filed.

Also, with an affirmative recommendation,

Bill No. 3764.

WHEREAS, A riot and fire broke out in the Western Penitentiary in the City of Pittsburgh on July 19th, 1921; and

WHEREAS, The Warden of the Riverside Penitentiary appealed to the authorities of the City of Pittsburgh for extraordinary police protection to meet the emergency; and

WHEREAS, The regular police force of the City of Pittsburgh was inadequate to meet the requirements and it was found necessary to assign Substitute Patrolmen for regular service at said penitentiary from July 19th, 1921, to August 13th, 1921, inclusive; and

WHEREAS, A proper bill for the services of these officers was sent to the Warden of the Riverside Peni-

tentiary but until the present time the Commonwealth of Pennsylvania has not paid for the services of the men and there is no outlook at the present time for an early payment of the service rendered, which has worked a hardship and inconvenience to the Substitute Patrolmen who were assigned for duty thereat; now therefore, be it.

RESOLVED, That the Mayor shall be and he is hereby authorized, empowered and directed to issue, and the City Controller to countersign, warrants in favor of the hereinafter named substitute patrolmen of the Bureau of Police for the amount specified and charge the same to Code Account No. 1444, Item A-1, Salaries, Regular Employes, Bureau of Police, to-wit:

Marshall W. Thrope.....	\$25.50
Frederick W. Stieglitz.....	17.00
Leo McCann	34.00
Harmer Shaul	17.00
James H. Brunick	34.00
Henry J. Bahler	17.00
Frank J. Berger.....	25.50
John C. Socher	17.00
J. J. Reiter	25.50
John A. Botsford	17.00
Henry L. Cox	34.00
Joseph W. Pawlak	17.00
William J. Cassidy	34.00
W. J. Stewart	8.50
Joseph J. Kohnke	93.50
William A. Rea	93.50
Michael M. Gigliotti	17.00
Chas. Slimskey	17.00
John J. Scanlon	8.50
Charles E. Graham	17.00
James Lewis	34.00
Roy W. Schafer	17.00
James Durkin	8.50
George Yochem	8.50
Herman Donges	34.00
Edward Scanlon	8.50
John J. Schenn	8.50
John Maloy	8.50
William Hanna	8.50
Harvey M. Murdock	17.00
Carl W. Lenhart	17.00
Justin McCarthy	25.50
Michael J. O'Conner	17.00
Edward Sullivan	194.50
Richard Foster	17.00
Vincent Special.....	17.00

John Haas	85.00
George Blair	17.00
Jacob Meyers	8.50
John Nowack	25.50
Thomas R. Scanlon	25.50
Hugh Boice	17.00
John S. Rickey	17.00
John R. Dillingham	25.50
Joseph Riding	8.50
Arthur Seifert.....	8.50
Frank Piotrowski	8.50
Harry Levine	17.00
Henry P. Stubrenrauch	8.50
Andrew Wesolowski	8.50

Which was read.

Mr. Dailey moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dailey	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3873. Resolution authorizing the issuing of warrants in favor of the following for services rendered to the Department of Public Safety, to wit:—

Schedule.	Amount.	No.
Animal Rescue League of Pittsburgh	\$1,104.03	1460
Philip Marmo	21.00	1459-M

In Public Safety Committee, Oct. 13, 1921, read and amended by striking out "\$1,104.03" and by inserting in lieu thereof "\$2,180.01," and by adding at the end of the resolution, the following:—

"Franklin Electric & Construction Co. \$55.69 1432

Animal Rescue League of Pittsburgh \$1,084.68 1447 Item B

Shriver Stewart, Police Commissioner, \$5.25 1459-M,"

and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Dalley moved

That the amendment of the Public Safety Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Robertson
Dalley	Winters
Henderson	Herron (President)
Oliver	

Ayes—7

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also, with a negative recommendation,

Bill No. 3586. Resolution authorizing the issuing of warrants in favor of the following:—

Animal Rescue League of Pittsburgh for the sum of \$1,084.68, for work done during the month of July, 1921, and charging to Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police:

Shriver Stewart, District Commissioner in the Bureau of Police, for the sum of \$4.25, covering monies expended by him in securing evidence against massage parlor and illegal liquor selling, and charging to Code Account No. 1459-M, Traveling Expenses, Bureau of Police.

Which was read.

Mr. Dalley moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 3763. Resolution authorizing the issuing of warrants in favor of the following firms in payment of claims contracted for by the Department of Public Safety without

competitive bids, and charging the amounts to the appropriation items shown below:

Schedule	Amount	Appropriation No.
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Animal Rescue League of Pgh,	\$1,075.98	1460
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Franklin Electric & Construction Co.,	55.69	1432
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Which was read.

Mr. Dalley moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

MOTIONS AND RESOLUTIONS

Mr. Oliver presented

No. 3970. Resolved, That the Mayor be and he is hereby requested to return to Council without action thereon, the following ordinances:

Bill No. 3811. An Ordinance locating viaducts, bridge and approaches in the Second and Twenty-third wards in the City of Pittsburgh, on and over Sixteenth street, etc.

Bill No. 3812. An Ordinance re-establishing the grade on Mulberry way, from a point 141 feet west of the westerly line of 16th Street to a point 132 feet east of the easterly line of 16th Street.

Bill No. 3813. An Ordinance re-establishing the grade on Penn avenue from Fifteenth street to Seventeenth street.

Bill No. 3814. An Ordinance fixing the width and position of the sidewalks and roadway and establishing and re-establishing the grade on Sixteenth street, from Spring way to a point 550.81 feet north of the northerly line of Pike street.

Bill No. 3815. An Ordinance fixing the width and position of sidewalks and roadway and re-establishing the grade on Chestnut street, from a point 2.02 feet north of the northerly line of Saw Mill Way to South Canal street.

Which was read.

Mr. Oliver moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon,

Bill No. 3811. An Ordinance entitled, "An Ordinance locating viaducts, bridge and approaches in the Second and Twenty-third wards in the City of Pittsburgh, on and over Sixteenth street, over and across pri-

vate properties and property of the Pennsylvania Railroad Company and the right of way of the Pittsburgh Junction Railroad Company, over and across the Allegheny River right of way of the Pittsburgh and Western Railway Company and on and over Chestnut street, from Mulberry way to a point 2.02 feet north of the northerly line of Saw Mill way; laying out and opening the same as a public highway; fixing the width and position of the sidewalks and roadway, and establishing the grade thereof, and providing that the costs, damages and expenses caused thereby shall be charged and assessed in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania."

In Council, October 10th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Oliver moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 3812. An Ordinance entitled, "An Ordinance re-establishing the grade on Mulberry way, from a point 141 feet west of the westerly line of 16th Street to a point 132 feet east of the easterly line of 16th Street."

In Council, October 10th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Oliver moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 3813. An Ordinance entitled, "An Ordinance re-establishing the grade on Penn avenue, from Fifteenth street to Seventeenth street."

In Council, October 10th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Oliver moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 3814. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and establishing and re-establishing the grade on Sixteenth street, from Spring way to a point 550.81 feet north of the northerly line of Pike street."

In Council, October 10th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Oliver moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Also

Bill No. 3815. An Ordinance entitled, "An Ordinance fixing the width and position of sidewalks and roadway and re-establishing the grade on Chestnut street, from a point 2.03 feet north of the northerly line of Saw Mill way to South Canal Street."

In Council, October 10th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Oliver moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys.

Which motion prevailed.

Mr. Robertson presented

No. 3971. Resolved, That the Mayor be and he is hereby requested to return to Council, without action thereon, for the purpose of amendment, Bill No. 3735. An Ordinance opening Murdoch street, from Bartlett street to Covode street, in the Fourteenth ward of the City of Pittsburgh.

Which was read.

Mr. Robertson moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned without action thereon,

Bill No. 3735. An Ordinance entitled, "An Ordinance opening Murdoch street, from Bartlett street to Covode street, in the Fourteenth ward

of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, October 10th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Robertson moved

To reconsider the vote by which the bill was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the bill be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Robertson moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Dailey moved

That the Director of the Department of Public Works be again requested to furnish Council with information relative to the grading, paving and curbing of Pioneer avenue in the 19th Ward.

Which motion prevailed.

And on motion of **Mr. Oliver**

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, October 24th, 1921.

No. 52.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

E. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 24, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Mr. Dalley moved

That the minutes of the meetings of Council for Monday, October 16th and 17th, 1921, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented

No. 3972. Resolution authorizing and directing the City Controller to transfer \$3,000.00 from Code Account No. 1617, Equipment, Stables & Yards, and \$4,000.00 from Code Account No. 1626, Equipment, Cleaning Highways, to Code Account No. 1629, Wages, Temporary Employees, Repairing Highways, Bureau of Highways and Sewers, Department of Public Works.

Also

No. 3973. Resolution authorizing and directing the City Controller

to transfer \$1,145.15 from Code Account No. 1610-G Plug Connections, to the following code accounts as follows.

\$300.00 to Code Account 1604, Supplies, General Office;

\$245.15 to Code Account No. 1614, Supplies, Stables & Yards;

\$600.00 to Code Account No. 1623, Supplies, Cleaning Highways;

all in the Bureau of Highways and Sewers, Department of Public Works.

Which were read and referred to the Committee on Finance.

Mr. Dalley presented

No. 3974. Resolution authorizing and directing the City Controller to transfer the sum of \$4,123.00 from the General Fund in Code Account 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street" to Contract No. 5606, John F. Casey Company, Mayor's Office, File No. 286, executed May 31st, 1921, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of said additional work.

Also

No. 3975. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$160.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1483, Item C, Supplies, Bureau of Building Inspection.

Which were read and referred to the Committee on Finance.

Mr. English presented

No. 3976. Resolution authorizing and directing the City Controller to transfer the sum of \$7,600.00 from Code Account No. to Code Account No. 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, Department of Public Health.

Also

No. 3977. Resolution authorizing and directing the City Controller to transfer the sum of \$5,495.00 to Code Account 1239, Supplies, Municipal Hospital, from the following code accounts:

Code 1206, Salaries, Regular Employees, Bureau of Infectious Diseases	\$ 118.00
Code 1216, Salaries, Regular Employees, Division of Transmissible Diseases.....	1,077.00
Code 1217, Wages, Temporary Employees, Division of Transmissible Diseases	1,500.00
Code 1235, Salaries, Regular Employees, Municipal Hospital	2,800.00

Which were read and referred to the Committee on Finance.

Also

No. 3978. An Ordinance authorizing and directing the construction of a public sewer on Grant avenue and on the east sidewalk of Madison avenue (formerly Chartiers Township), from a point about 15 feet northwest of Garfield avenue to the existing sewer on the east sidewalk of Madison avenue at a point about 65 feet north of Grant avenue, and providing that the costs damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 3979. An Ordinance authorizing the Director of the Department of Supplies to employ two (2) Warehouse Men, and providing for the payment of their salary.

Also

No. 3980. Resolution authorizing the issuing of a warrant in favor of Edith Boyd employed as stenographer-clerk in the General Office of the Bureau of Highways and Sewers, for the sum of \$423.00 for time lost for the period from August 1st, 1921 to October 31st, 1921, on account of an infection of the eyes, and charging same to Appropriation No.....

Also

No. 3981. Resolution authorizing the issuing of a warrant in favor of Kelleher and Welsh for the sum of \$611.80, for extra work done on the contract for the grading of Beechview

Playgrounds, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 3982. Resolution authorizing and directing the City Controller to transfer the following sums, viz:

From Code Account 1591-E, Restoration of Bigelow Boulevard at Kirkpatrick street	\$1,446.03
From Code Account 1567-M, Point Bridge Repairs.....	2,791.00

To Code Account 1629, Wages, Temporary Employees, Repairing Highways, Bureau of Highways & Sewers.....	4,237.03
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Also

No. 3983. Resolution authorizing and directing the City Controller to transfer the sum of \$1,350.00 from Code Account No. 1074, Miscellaneous Services, to Code Account 1073, Salaries; \$800.00 from Code Account 1074, Miscellaneous Services, to Code Account No. 1076, Supplies; \$1,000.00 from Code Account No. 1080, Public Utilities Litigation, to Code Account No. 1078, Equipment; \$50.00 from Code Account No. 1084, Supplies, Division of Municipal Improvements, to Code Account No. 1086, Equipment, Division of Municipal Improvements; and \$500.00 from Code Account No. 1089, Miscellaneous Services, Bureau of Public Improvements, to Code Account No. 1092, Equipment, Bureau of Public Improvements, all in the Department of Law.

Also

No. 3984. Resolution authorizing and directing the Mayor to execute and deliver a deed to the North Pole Ice Company for Lot No. 34 in J. C. Dick et al Plan located at the corner of Rebecca and Rosetta streets, 10th Ward, for the sum of \$866.00.

Also

No. 3985. Resolution authorizing and directing the Mayor to execute and deliver a deed to Ellen Bond for Lot No. 68 in Highland Park View Plan, located on Bowers street, 12th Ward, for the sum of \$875.00.

Also

No. 3986. Resolution authorizing and directing the Mayor to execute and deliver a deed to John E. Laughlin, attorney for Hardford Real Estate & Exchange Company for Lot Nos. 22, 45, 46 and 47 in the Fetzner Plan located on Campania street, 12th Ward for the sum of \$700.00.

Also

No. 3987. Resolution exonerating and exempting the Beechwood Improvement Company, Limited, from the assessment of \$110.00 and interest thereon for the grading, paving and curbing of Methyl street, and authorizing and directing the City Controller not to file any lien on account therefor.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 3988. Resolution authorizing and directing the City Controller to transfer the sum of \$100.00 to Code Account No. 1771. Miscellaneous Services, Bureau of Light, from the following Code Accounts

\$14.00 from Code Account No. 1773, Materials, Bureau of Light;

\$86.00 from Code Account No. 1774, Repairs, Bureau of Light.

Which was read and referred to the Committee on Finance.

Also

No. 3989. An Ordinance establishing the grade of Lapis Road, from Benton avenue to a point 667.24 feet southeast of Benton avenue.

Also

No. 3990. An Ordinance establishing the grade on LaClair street, from Overton street to City line.

Also

No. 3991. An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of Reed street, from Overhill street to Lombard street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Also

No. 3992. Resolution authorizing the issuing of a warrant in favor of Henry Bartels in the sum of \$550.00 for one (1) Male Chimpanzee, and charging same to Code Account No. 1848.

Which was read and referred to the Committee on Parks and Libraries.

Mr. Robertson presented

No. 3993. Resolution authorizing and directing the City Controller to transfer the sum of \$18,500.00 from Code Account No. to Code Account No. 1142, Board of Water assessors, for the payment of water rents due to the South Pittsburgh Water Company for part payment of the last quarter of 1921.

Also

No. 3994. Resolution authorizing and directing the City Controller to transfer \$108.00 from the General Fund in Code Account No. 1709 "E" to the following contracts in Code Account No. 1709 E:

\$ 8.00 to Contract No. 1169, Robert A. Thompson

\$100.00 to Contract No. 1180, D. Collins Company.

Which were read and referred to the Committee on Finance.

Also

No. 3995. An Ordinance widening Chestnut street, in the 23rd Ward of the City of Pittsburgh, from the southerly line of East Ohio street to the northerly line of Lockhart street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 3996. An Ordinance authorizing and directing the grading to certain widths, paving and curbing of Webster avenue, from Orion street to Blessing street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Also

No. 3997. An Ordinance authorizing and directing the grading, re-grading, paving, repaving, curbing and recurbing of Blessing street, from Webster avenue to a point 114.87 feet north of the north property line of Dollar Savings Bank, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Also

No. 3998. An Ordinance authorizing and directing the construction of a public sewer on Circle way, from a point about 20 feet northwest of North Dunfermline street to the existing sewer on Albion street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefitted thereby.

Also

No. 3999. An Ordinance authorizing and directing the construction of a public sewer on Webster avenue and Blessing street, from a point about 20 feet east of Finland street to the existing sewer on Blessing street at

a point about 450 feet north of Webster avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4000. An Ordinance authorizing and directing the construction of a public sewer on Josephine street, from a point about 40 feet west of South 27th street to the existing sewer on South 26th street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4001. Resolution authorizing the issuing of a warrant in favor of the McClintock-Marshall Company for the sum of \$155.91, for extra work done on the contract for the reconstruction of Center Avenue Bridge over the P. R. R. Contract No. 1, Structural Steel, and charging same to Code Account No. 204-B, Repair Schedule, Division of Bridges, Bureau of Engineering.

Also

No. 4002. Resolution authorizing the payment of \$675.10 to the M. O'Herron Company for extra work on the contract for the grading, paving and curbing of Beechwood Boulevard, from Penn avenue to Fifth avenue, and authorizing the City Controller to charge the same as part of the cost of said improvement.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4003. An Ordinance providing for the making of a contract or contracts for the installation of a 36" Gate Valve and 30" Saddle on 48" steel line on River avenue near Pindam street.

Also

No. 4004. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Mfg. Company for \$885.00, in payment of gate valves for the Bureau of Water, and charging same to Code Account No. 203-C.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 4005. Communication from W. L. Curry asking the City of Pittsburgh to join with the Borough of

Wilksburg in a protest against the assessments made by the Board of Tax Revision of Allegheny County.

Which was read and referred to the Committee on Finance.

Also

No. 4006.

DEPARTMENT OF PUBLIC WORKS.

Pittsburgh, October 24, 1921.

Mr. John S. Herron, President,
City Council.

Dear Sir:

The United States Government has appointed Tuesday morning, October 25th, for the time of holding a public hearing on the city's plans for the relocation of the Point Bridge. We have applied for this permit and are urging the government to give us this grant as soon as possible.

The new bridge plans contemplate the removing of the three existing piers in the river and substituting one central pier and one pier beyond the harbor line on each shore. We may anticipate some opposition to this method from the river coal men. This is a matter of such vital importance as a question of expenditure of several million dollars is involved and we are desirous of not having any additional expenditures than what we consider absolutely necessary.

We are especially desirous of having the presence of your entire body and if not, as large a committee as can be obtained, to be present at the hearing and lend this department your assistance. Full information as to the plans and estimates will be available at the hearing and I will be glad to advise you of the important points. This hearing will be held at 10 A. M. at the post-office building.

Very respectfully yours,

N. F. BROWN,

Director.

Which was read.

Mr. Garland moved.

That the communication be received and filed, and as many members of Council as possible attend the hearing.

Which motion prevailed.

Also

No. 4007. Communication from J. F. Bell, Major, Corps of Engineers, United States Engineer's Office, notifying Council of the time of the hearing for the consideration of the application of the City of Pittsburgh for approval of plans of a bridge to be

constructed across the Monongahela River at the "Point", on Tuesday morning, October 25, 1921, at 10:00 o'clock, in Court Room No. 2 of the United States Court House and Post Office Building.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Mr. English suggested

That before Council either approves or disapproves the plans of the City of Pittsburgh the Director of the Department of Public Works should be asked to appear before Council and explain the city plans, and it would be well for Council to ask the Director to appear before Council adjourns.

The Chair stated

That if there are no objections, Mr. N. F. Brown, Director of the Department of Public Works, will be asked to appear before Council and explain his plans for the construction of the new Point Bridge.

The Chair presented

No. 4008. Communication from the Pittsburgh Board of Trade inviting the members of Council to be present at the ceremonies and opening of the new street car loop on Mignonette street on Wednesday morning, October 26, 1921, at 10:00 o'clock.

Which was read.

Mr. Dalley moved

That the communication be received and filed, and the invitation accepted, and as many members of Council as possible attend.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 4009. Report of the Committee on Finance for October 18th, 1921, transmitting sundry papers to council.

Which was read, received and filed.

Also

Bill No. 3954. Communication from the Mayor and the Controller certifying to the existence of an emergency requiring a special appropriation of \$10,000.00 for making certain repairs to the Point Bridge over the Monongahela river.

In Finance Committee, October 18th, 1921, read and returned to council to become part of the record.

which was read, and on motion of Mr. Garland, received and filed.

Also, with an affirmative recommendation,

Bill No. 3955. An Ordinance entitled, "An Ordinance declaring that an emergency exists owing to the necessity for making certain repairs to the Point Bridge over the Monongahela River, and making an emergency appropriation in the sum of Ten thousand (\$10,000.00) dollars for the payment of the cost of said repairs out of revenues derived from taxes and other sources of income."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson

Henderson

Dailey

Oliver

English

Robertson

Garland

Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3753. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts for the installation of a heating system for the Municipal Garage and Repair Shop."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3869. Resolution authorizing the issuing of a warrant in favor of John A. Flaherty, a Hoseman in the Bureau of Fire, for the sum of \$612.14, covering time lost during the months of May, June, July, August, September and October, 1921, by reason of injuries received while playing baseball in the Bureau of Fire Baseball League, and charging the same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3789. Resolution authorizing the issuing of a warrant in favor of Mr. and Mrs. J. A. Kennedy in the sum of \$150.00, in full settlement of Mrs. Kennedy's claim for damages on account of injuries sustained by her by stepping on a loose board on the boardwalk on Strickler street, and charging the same to Code Account No. 42, (Contingent Fund).

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3947. Resolution authorizing the issuing of a warrant in favor of F. J. Pfeiffer in the sum of \$1,000.00, in full settlement of all claims for damages on account of injuries received by falling from the roof of the Palm House in Schenley Park while engaged as a painter in the employe of the Bureau of Parks, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3715. Resolution authorizing the acceptance from Wm. M. Hall, Attorney, of the sum of \$250.00 in full settlement and satisfaction of Hen No. 39, M. L. D. No. 7, C. P. No. 3 February Term, 1910, City of Pittsburgh vs. Provident Company, and also

the acceptance of the sum of \$250.00 in full settlement and satisfaction of lien No. 40, M. L. D., No. 7, C. P. No. 3, February Term, 1910, upon property on Gidding street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3885. Resolution authorizing and directing the Mayor to execute and deliver a deed for lots Nos 374, 380 and 381 in the Duquesne Park Plan, 26th Ward, on Wabash avenue, to James P. Naughton, for the sum of \$300.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3704. Resolution authorizing the Mayor to execute and deliver a deed for lot No. 8, in E. M.

Yard's Plan of Sugar Grove on Gregory street, to John Ringloff, Jr., for the sum of \$450.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3931. Resolution authorizing the Controller to transfer the sum of \$1,500.00 from Appropriation No. 1062 to Appropriation No. 1063, Department of City Treasurer.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3934. Resolution authorizing and directing the City Controller to transfer the sum of \$14,000.00 from Code Account No. 1466, Item E, Repairs, Bureau of Fire, to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3938.

Whereas, several of our Supplies, Materials and Equipment accounts show a deficit, and

Whereas, to settle bills charged against these accounts it will be necessary to reimburse these accounts, and

Whereas, in several other accounts there appears balances; Therefore, be it

Resolved, that the City Controller shall be and he is hereby authorized and directed to transfer the following sums to-wit:

From

Code Account 1787, Salaries Regular employes, Schenley Nursery	\$ 125.00
Code Account 1797, Wages Regular employes, Schenley Stables	260.00
Code Account 1812, Salaries Regular employes, North Side Conservatory.....	54.00
Code Account 1818, Repairs, North Side Conservatory.....	100.00
Code Account 1836, Wages Regular employes, Highland Stables	190.00
Code Account 1872, Miscellaneous Services, West Park	350.00
Code Account 1877, Salaries, Regular employes, Street Tree Division	16.40
	\$1,095.40

To

Code Account, 1783, Supplies, Schenley Park	\$ 200.00
Code Account, 1786, Equipment, Schenley Park	100.00

Code Account 1793, Supplies, Golf Grounds	50.00
Code Account 1794, Materials, Golf Grounds.....	20.00
Code Account 1808, Materials, Schenley Conservatory	100.00
Code Account 1810, Equipment, Schenley Conservatory	2.40
Code Account 1819, Equipment, North Side Conservatory	15.00
Code Account 1823, Supplies, Small Parks	60.00
Code Account 1826, Equipment, Small Parks	90.00
Code Account 1832, Materials, Highland Park	50.00
Code Account 1859, Supplies, Riverview Park	150.00
Code Account 1860, Materials, Riverview Park	200.00
Code Account 1873, Supplies, West Park, N. S.	50.00
	\$1,095.40

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3948. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 from Code Account No. 1053, Registrar's fees and debt statements, to Code Account No. 1050, Supplies, Department of Controller.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3949. Resolution authorizing and directing the City Controller to transfer the sum of \$10,000.00 from Appropriation No. 1080, Preparing and prosecution litigation against Public Service Companies, to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Mr. Oliver presented

No. 4010. Report of the Committee on Public Service and Surveys for October 18th, 1921, transmitting sundry ordinances to council.

Which was read, received and filed.

Mr. Oliver moved

That, in order that Bill No. 3667 may be considered at this time, Rule VIII be suspended, providing that all bills, when returned from committee, shall be printed and a copy of each bill mailed to each member at least 48 hours previous to a meeting of council.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 3667. An Ordinance entitled, "An Ordinance vacating a narrow strip of ground along the westerly line of Myrtle way, from Walnut street to Comet way as improved."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3942. An Ordinance entitled, "An Ordinance establishing the grade of Althea street, from Estella avenue to Bernd street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver

English Robertson
Garland Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3943. An Ordinance entitled, "An Ordinance re-establishing the grade of Enfield street, from Centre avenue to Baum Boulevard."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3944. An Ordinance entitled, "An Ordinance re-establishing the grade of Allegheny avenue from Ridge avenue to Wolfendale street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3945. An Ordinance entitled, "An Ordinance re-establishing the grade of Reedsdale street, from Stengel street to English street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3946. An Ordinance entitled, "An Ordinance re-establishing the grade of Stroble street, from a point 96.35 feet west of Manchester avenue to a point 141.89 feet east of Manchester avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson (for Mr. Winters) presented

No. 4011. Report of the Committee on Filtration and Water for October 18th, 1921, transmitting an ordinance and several resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3952. An Ordinance entitled, "An Ordinance providing for the letting of a contract for the furnishing of four (4) horses for the Bureau of Water."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3908. Resolution authorizing the issuing of a warrant in favor of G. F. Wagner, Freight Agent, Pennsylvania Railroad, Sixteenth

Street Freight Station, in the sum of \$5,354.76, for demurrage, freight and reconsignment charges at the Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3911. Resolution authorizing the issuing of a warrant in favor of E. S. Whitehouse, Freight Agent, Pennsylvania Railroad, Aspinwall, Pa., in the sum of \$3,003.00, for demurrage at the Ross and Aspinwall Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3953. Resolution authorizing the issuing of a warrant in

favor of Ludlow Valve Mfg. Company in the sum of \$2,375.75, for hydrants and parts for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been susended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. English presented

No. 4012. Report of the Committee on Health and Sanitation for October 18th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3932. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for a period of one year from January 1st, 1922."

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Dailey presented

No. 4013. RESOLVED, That the Mayor be and he is hereby requested to return to Council, without action thereon, Bill No. 3764, Resolution for warrants in favor of Marshall W. Thorpe for \$25.50, et al., for services as sub-patrolman during riot at Penitentiary.

Which was read.

Mr. Dailey moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor having returned, without action thereon.

Bill No. 3764.

WHEREAS, A riot and fire broke out in the Western Penitentiary in the City of Pittsburgh on July 19th, 1921; and

WHEREAS, The Warden of the Riverside Penitentiary appealed to the authorities of the City of Pittsburgh for extraordinary police protection to meet the emergency; and

WHEREAS, The regular police force of the City of Pittsburgh was inadequate to meet the requirements and it was found necessary to assign Substitute Patrolmen for regular service at said penitentiary from July 19th, 1921, to August 13th, 1921 inclusive; and

WHEREAS, A proper bill for the services of these officers was sent to the Warden of the Riverside Penitentiary but until the present time the Commonwealth of Pennsylvania has not paid for the services of the men and there is no outlook at the present time for an early payment of the services rendered, which has worked a hardship and inconvenience to the Substitute Patrolmen who were assigned for duty thereat; now therefore, be it

RESOLVED, That the Mayor shall be and he is hereby authorized, empowered and directed to issue, and the

ity Controller to countersign, warrants in favor of the hereinafter named substitute patrolmen of the Bureau of Police for the amount specified and charge the same to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to-wit

Marshall W. Thorpe.....	\$25.50
Frederick W. Stieglitz.....	17.00
Leo McCann.....	34.00
Harmer Shaul.....	17.00
James H. Brunick	34.00
Henry J. Bahler	17.00
Frank J. Berger	25.50
John C. Socher	17.00
J. J. Reiter	25.50
John A. Botsford	17.00
Henry L. Cox	34.00
Joseph W. Pawlak	17.00
William J. Cassidy	34.00
W. J. Stewart	8.50
Joseph J. Kohnke	93.50
William A. Rea	93.50
Michael M. Gigliotti	17.00
Chas. Slimskey	17.00
John J. Scanlon	8.50
Charles E. Graham	17.00
James Lewis	34.00
Roy W. Schafer	17.00
James Durkin	8.50
George Yochem	8.50
Herman Donges	34.00
Edward Scanlon	8.50
John J. Schenn	8.50
John Maloy	8.50
William Hanna	8.50
Harvey M. Murdock	17.00
Carl W. Lenhart.....	17.00
Justin McCarthy	25.50
Michael J. O'Connor	17.00
Edward Sullivan	194.50
Richard Foster	17.00
Vincent Special	17.00
John Haas	85.00
George Blair	17.00
Jacob Meyers	8.50
John Nowack	25.50
Thomas R. Scanlon	25.50
Hugh Boice	17.00
John S. Rickey	17.00
John R. Dillingham	25.50
Joseph Riding	8.50
Arthur Selfert	8.50
Frank Plotrowski	8.50
Harry Levine	17.00
Henry P. Stubenrauch	8.50
Andrew Wesolowski	8.50

In Council, October 17th, 1921, Rule suspended, read three times and finally passed.

Which was read.

Mr. Dailey moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Dailey moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

The Chair stated.

That the pupils of the Eighth grade of the Woolslayer School were present, accompanied by their teachers, the Misses Dullard, Riddle and Harris.

At this time, N. F. Brown, Director of the Department of Public Works, appeared and explained his position in relation to the construction of the new Point Bridge. He said that he proposed to recommend to the United States Government Engineers the construction of a center channel pier bridge, as this style of bridge could be constructed at an approximate cost of \$2,225,000.00, and this style of bridge in his judgement would be a saving to the city of almost \$3,000,000.00. He however desired the members of Council to attend the hearing before the United States Engineers and they could then judge for themselves which construction was the most practical and learn the cost of the different styles which are under consideration. This should be done in order that Council may learn just what amount will be required to be placed in a bond issue for the construction of this bridge.

Director Brown submitted and explained the department plans for the construction of the new bridge.

Mr. English moved

That Council hereby approves the plans prepared by the Department of Public Works for a new steel bridge at the "Point", involving the construction of a center channel pier, making a two-span bridge instead of a three-span bridge as at present.

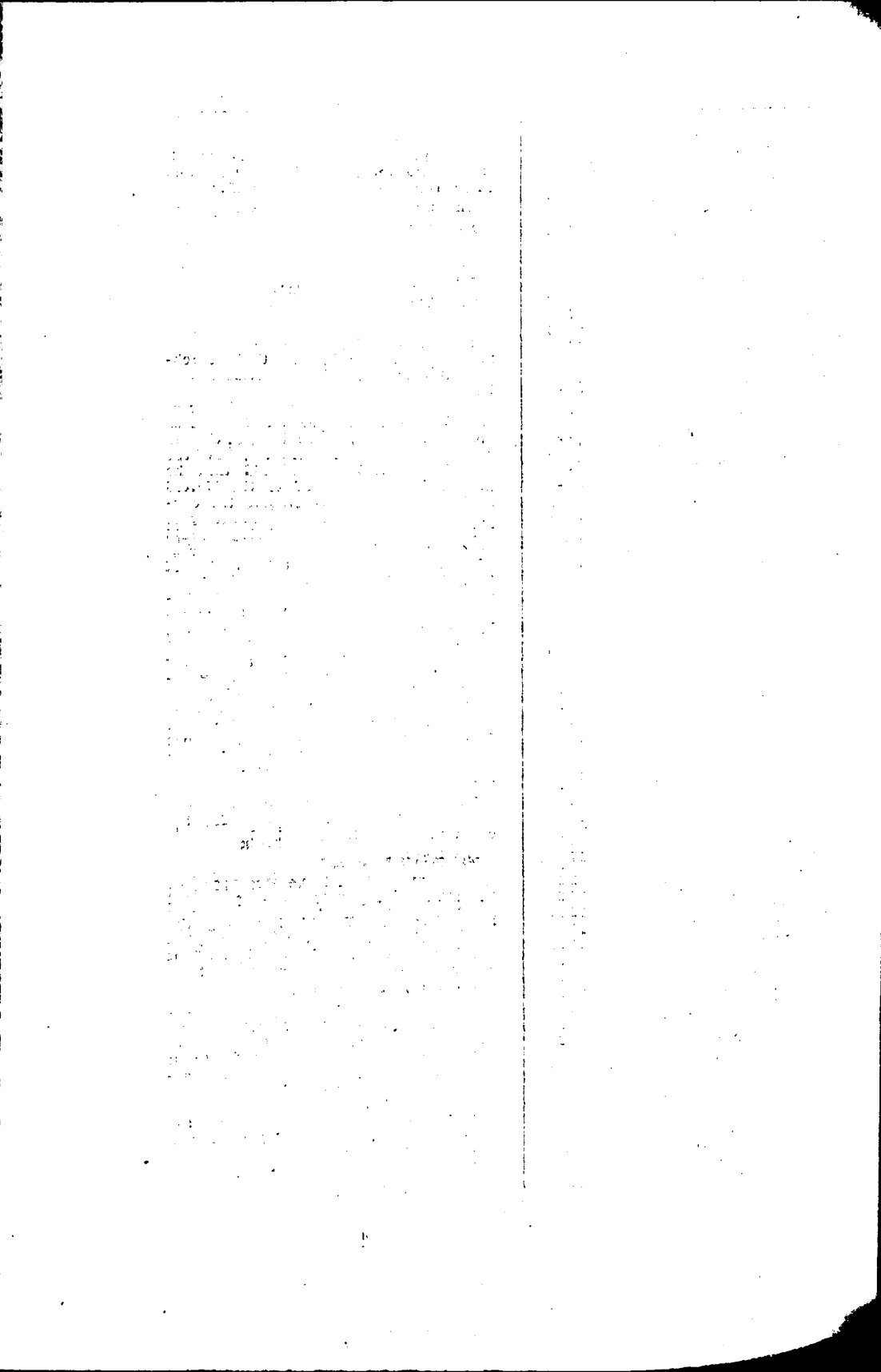
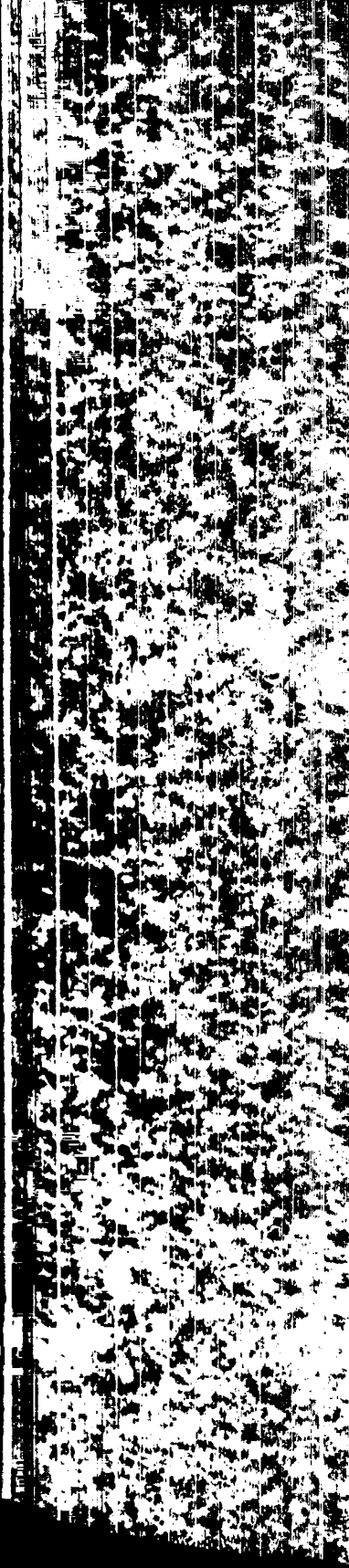
Mr. Winters arose and said

Mr. President, I wish to be recorded as voting NO for the reason that I desire to attend the hearing before the United States Government Engineers tomorrow morning and ascertain all the facts before I endorse any proposition.

And the question recurring on the adoption of the motion of Mr. English The motion prevailed.

And on motion of Mr. Dailey,

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, October 31st, 1921.

No. 53.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

E. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, October 31, 1921.

Council met.

Present—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Robertson
Garland	Herron (President)

Absent:—Mr. Winters.

PRESENTATIONS

Mr. Anderson presented

No. 4014. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with J. E. Greiner & Company, Consulting Engineers, Pittsburgh, retaining the services of the said Company as consulting engineer for the removal of the present Point Bridge and for the design and construction of the new Point Bridge and fixing the compensation for such services.

Also

No. 4015. An Ordinance amending the title and Section 1 of Ordinance No. 197, approved May 31, 1921, entitled, "An Ordinance authorizing and directing the Mayor and the Director

of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of shelter sheds in the following playgrounds: — Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run, Schelein, and authorizing the setting aside of \$8,250.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof, "by changing the word Armstrong to read Wabash.

Which were read and referred to the Committee on Finance.

Also

No. 4016. An Ordinance widening the Boulevard of the Allies, in the First Ward of the City of Pittsburgh, from a point 95.60 feet west of Stevenson street to Pride street, as hereinafter designated and described as parts "A" and "B", and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 4017. Resolution authorizing the issuing of a warrant in favor of the Baker-Smith Company for the sum of \$292.00 for extra work on the contract for alteration to refrigerating machine at Diamond Market and charging same to Contract No. 1044, Appropriation 1687.

Which were read and referred to the Committee on Public Works.

Mr. Dalley presented

No. 4018. Resolution authorizing the issuing of warrants in favor of August Conradis for \$112.48, Morganstern Electric Company for \$66.00, and the McFadden & Craig Co. for \$21.00 for services rendered the Department of Public Safety, and charging same to Code Account No. 1466.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 4019. Resolution authorizing the issuing of a warrant in favor of Maurice S. Martin for \$679.00 for extra work on the contract for plumbing work at the Sheridan Bathhouse, and charging same to Contract No. 1062, Appropriation 201, Playground Bonds.

Also

No. 4020. Resolution authorizing the issuing of a warrant in favor of the South Hills Hardware Company in the sum of \$574.27, in full settlement of any and all claims for damages by reason of their property at 1019 Warrington avenue being flooded due to defective sewerage system, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 4021. Resolution authorizing and directing the Director of the Department of Public Health to extend to Nellie McCarthy, an employee of the Bureau of Child Welfare, a further leave of absence of three months from November 12th, 1921, with pay, and authorizing the issuing of warrants in favor of said Nellie McCarthy for the amount of salary for said three months, and charging same to Code Account No. 1243, Salaries, Regular Employees, Bureau of Child Welfare.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 4022. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$304.32 for services rendered to the Department of City Planning, in a consulting capacity, during the month of October, 1921, and charging same to Code Account No. 1108-B, Miscellaneous Services, Department of City Planning.

Also

No. 4023. Resolution authorizing the issuing of a warrant in favor of Thos. Coutts Company for the sum of \$220.00 in payment for extra work on contract for construction of shelter sheds at Soho, Burgwin, Garfield, and Lawrence Playgrounds, and charging same to Appropriation No. 201, Playground Bonds.

Also

No. 4024. Resolution continuing the position of Female Supervisor of Physical Training in the Bureau of Recreation, Department of

Public Works to December 31, 1921, and authorizing the issuing of warrants in payment of the services rendered by the employee holding said position, and charging same to Code Account No. 1905, "Salaries, Regular Employees", Bureau of Recreation.

Also

No. 4025. Resolution authorizing the issuing of a warrant in favor of George Cook in the sum of \$259.18 for damage to automobile run into by Fire Truck No. 9, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4026. Resolution authorizing the issuing of a warrant in favor of William A. Covert in the sum of \$129.08, for damage to automobile which was run into by City Fire apparatus, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4027. Resolution authorizing the issuing of a warrant in favor of Mrs. Virginia Hinton in the sum of \$350.00, in full settlement of any and all claims against the City of Pittsburgh for injuries received by falling on defective boardwalk on Arcena street, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4028. Resolution authorizing the issuing of a warrant in favor of C. Jacob Miller in the sum of \$110.00, being a refund of the assessment against his property for the construction of a sewer on McCandless avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4029. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 1147, Salaries, North Side Carnegie Library, to Code Account No. 1094, Salaries, Temporary Employees, Department of Assessors.

Also

No. 4030. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, to Contract No. 5678, D. Collins Company, Mayor's Office File No. 290, for making repairs to the McFarren Avenue Bridge over Nine Mile Run, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of said additional work.

Also

No. 4031. Resolution authorizing and directing the City Controller to transfer the sum of \$2193.36

from Code Account No. 1912, "Structural and Non-Structural Improvements", specified as "Concrete Work on River Bank at Camp.—Erection of Toilet for Boys", to Code Account No. 1908, "Supplies", Bureau of Recreation.

Also

No. 4032. Resolution exonerating James Joseph Brennen and Elizabeth S. Brennen from the payment of liens, interest and costs for the construction of a sewer on Washington Boulevard, and authorizing and directing the City Solicitor to satisfy the liens of record filed at Nos. 87, 88, 89, 90, 91, 92, 93, 94 and 95 April Term, 1920, M. L. D., and charging the cost to the City of Pittsburgh.

Also

No. 4033. Resolution authorizing, empowering and directing the Director of the Department of Public Works to enter into a suitable and proper lease with the County Commissioners of Allegheny County for the rental of the Ormsby Playground House located at South 22nd and Sidney streets, 16th Ward, for a period of three (3) years from the date hereof, for the purpose of holding in said property all registrations, primaries and election during the term of said lease.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 4034. Resolution authorizing the issuing of a warrant in favor of John A. Galbreath in the sum of \$1,064.80 for extra work on the plumbing work at Schenley Park Bathhouse, and charging same to Contract No. 1115, Appropriation 201, Playground Bonds.

Also

No. 4035. Resolution authorizing and directing the Mayor to execute and deliver a deed to William J. Connolly for a lot 60 x 60 located on Hodgkiss street, 27th Ward, for the sum of \$300.00.

Which were read and referred to the Committee on Finance.

Also

No. 4036. Petition of property holders of the 27th Ward asking for the improvement of Wilkesboro, Chellis, Oswald and Bonaventure streets.

Which was read and referred to the Committee on Public Works.

Mr. Oliver presented

No. 4037. An Ordinance establishing the grade of Bluff street, in the First Ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies.

Also

No. 4038. An Ordinance fixing the width and position of the northerly sidewalk of the Boulevard of the Allies, in the First Ward of the City of Pittsburgh, from a point 95.60 feet west of Stevenson street to Pride street, and re-establishing the grade of the Boulevard of the Allies, from a point 225.0 feet west of Stevenson street to a point 100.0 feet east of Pride street.

Also

No. 4039. An Ordinance locating the Boulevard of the Allies, to a variable width, from Pride street to Tustin street, in the First and Fourth Wards of the City of Pittsburgh, by revising the lines thereof and including therein the Boulevard of the Allies of a variable width, so that the Boulevard as widened, shall be included within the street lines, as hereinafter described.

Also

No. 4040. An Ordinance locating Grant street to a variable width, from Water street to Seventh avenue, in the First and Second Wards of the City of Pittsburgh, by revising the lines thereof and including therein Grant street, a street sixty (60) feet in width, so that the street, as widened, shall be included within the street lines, as hereinafter described.

Also

No. 4041. An Ordinance re-establishing the grade of Lillian way, from Knox avenue to a point 274.51 feet westwardly therefrom.

Also

No. 4042. An Ordinance granting unto the St. Francis Hospital, their successors and assigns, the right to construct and maintain for their own private use a weigh scale 9' x 20' at street grade on the south side of Geneva street, in front of their property located approximately 38' east of the eastern building line of 44th street; said scale to extend 9' from the building line on Geneva street, for the purpose of weighing materials, etc. for the said St. Francis Hospital, Ninth Ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 4043. Resolution authorizing the issuing of a warrant in favor of Mrs. M. S. Gray, Treasurer, Montrose Camp Account, for \$150.99 covering deficit for the year 1920 and

the year 1921, summer camp at Montrose station, and charging same to Code Account No. 1908, "Supplies", Bureau of Recreation.

Also

No. 4044. An Ordinance authorizing and directing the construction of a public sewer on an unnamed way from a point about 90 feet west of South Pacific avenue to the existing sewer on South Evaline street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4045. An Ordinance accepting the dedication of certain property in the 14th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Kamin Street", and establishing the grade thereon.

Also

No. 4046. An Ordinance opening Kamin street, in the 14th Ward of the City of Pittsburgh, from Wendover street westwardly to the line dividing the properties now or late of Herman Kamin and the Sterling Land Company, establishing the grade thereon, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Also

No. 4047. An Ordinance authorizing and directing the grading, paving and curbing of Larimer avenue, from Broad street to Frankstown avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Robertson (for Mr. Winters) presented

No. 4048. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of Fritz Street Bridge over the Knoxville Incline Plane, and providing for the payment of the cost thereof.

Which was read and referred to the Committee on Finance.

The Chair presented

No. 4049. Communication from the Chamber of Commerce recommending that an appropriation of \$100,000.00 be included in the 1922 budget for the laying of sidewalks.

Also

No. 4050. Communication from Jos. H. Thompson, on behalf of the American Legion, asking Council to appropriate \$2,500.00 to help defray expenses of the visit of Marshal Ferdinand Foch to Pittsburgh.

Also

No. 4051. Resolution authorizing the issuing of a warrant in favor of H. C. McEldowney, Treasurer for General Committee in charge of official visit of Marshal Ferdinand Foch of France, for the sum of \$2,500.00 to help defray the expense of the visit of Marshal Foch to the City of Pittsburgh on November 10th, 1921, and charging same to Appropriation No. 42.

Also

No. 4052. Resolution authorizing the issuing of a warrant in favor of S. H. Krell in the sum of \$421.75 in full settlement of all claims for injuries which he received by run-away fire truck, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4053. Resolution authorizing the issuing of a warrant in favor of Mrs. Beatrice Hackenburg for the sum of \$2,500.00 in full settlement of all claims against the City of Pittsburgh for injuries received by being kicked by a horse belonging to the Bureau of Police, and charging same to Code Account No. 42.

Also

No. 4054. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with Andrew Doehla and Michael J. Doehla, trading as Doehla Wagon Company, owners of a certain property, including a three story brick building, used as a wagon factory situate on the southerly side of East Ohio street, in the 23rd Ward, of the City of Pittsburgh. (formerly 8th Ward of the City of Allegheny) relating to the permission of the City to allow said building to extend beyond the southern line projected of said street as widened by ordinance known as No. 303 of the City of Pittsburgh, enacted and duly approved October 2nd, 1919, and, to the making of various changes and alterations to the elevator of said building by extending it and also raising the building to the new level of said street, to enable said partnership to have substantially the same access to the building from the street as it now has, and providing the conditions and payment of the cost thereof.

Which were severally read and referred to the Committee on Finance.

Also

No. 4055. Petition for the improvement of, and the laying of boardwalks on Mohawk street.

Also

No. 4056. Communication from James M. Baird relative to the condition of Mar Vista street, 21st Ward.

Also

No. 4057. Communication from property owners of the Seventh Ward asking that the sewer system on Lehigh avenue, Spahr street, Alder street and Lamont place be enlarged.

Also

No. 4058. Petition of citizens of the 19th Ward asking that a sidewalk be laid around the Beechview School, and for the abandonment of the portable buildings at this school.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4059. Communication from F. L. Falck asking that Volunteer street from Spring Garden avenue to Fifth street, 24th Ward, be changed to Old Honesty street.

Which was read and referred to the Committee on Public Service and Surveys.

Also

No. 4060. Communication from the City Planning Commission asking Council's opinion relative to the erection of apartment houses and a physician's Office building on the Bayard Estate property bounded by Shady avenue, Walnut, Emerson and Alder streets.

Which was read and referred to the Committee on Public Safety.

Also

No. 4061. Communication from the Engineers Society of Western Pennsylvania endorsing the Major Street Plan as proposed by the citizens Committee on City Plan.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 4062. Communication from the Hampton Battery Veterans Association expressing its appreciation of the service rendered Council in having the Hampton Battery Monument in East Park, North Side, decorated on Memorial Day.

Which was read.

Mr. Dailey moved

That the communication be received and filed.

The Chair stated

That the pupils of the 8th grade of the Lawrence School were present, accompanied by their teacher, Miss C. Whyte.

On behalf of his teacher and classmates, Mr. Chas. Sunderman expressed appreciation for the courtesy shown them by the members of Council.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 4063. Report of the Committee on Finance for October 25th, 1921, transmitting sundry resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3706. Resolution authorizing the issuing of a warrant in favor of Jos. G. Armstrong, Treasurer of Allegheny County, for \$30.36, County Taxes, on property owned by the City on Curtin street, 18th Ward, and charging same to Code Account No. 41.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3980. Resolution authorizing the issuing of a warrant in favor of Edith Boyd in the sum of \$423.00, being the amount of salary she would have received from August 1st, 1921 to October 31st, 1921, as stenographer-clerk in the General Office of the Bureau of Highways & Sewers (being absent on account

of an affection of the eyes), and charging the same to Appropriation No. 42.

Which was read.
Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3981. Resolution authorizing the issuing of a warrant in favor of Kelleher and Welsh for the sum of \$611.80, for extra work done on the contract for the grading of Beechview Playgrounds, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

3974. Resolution authorizing and directing the City Controller to transfer the sum of \$4,123.00 from the General Fund in Code Account 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street", to Contract No. 5606, John F. Casey Company, Mayor's

Office File No. 286, executed on May 31st, 1921, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of said additional work.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3883. Resolution appropriating the sum of \$2500.00 for the purpose of helping defray the expenses of the Veterans of Foreign Wars' Parade on November 11th, Armistice Day, and authorizing the issuing of warrants aggregating the sum of \$2500.00 upon the production and proper audit of vouchers for said expense, and charging the same to Appropriation No. 42, Contingent Fund. (This appropriation to be contingent upon a like amount being appropriated by the Commissions of Allegheny County).

In Finance Committee, Oct. 25th, 1921, Read and amended by striking out the words "Veterans of Foreign Wars" and by inserting in lieu thereof the words "United Veterans of Pittsburgh" and by striking out the words "This appropriation to be contingent upon a like amount being appropriated by the Commissioners of Allegheny County," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3779. Resolution authorizing the execution and delivery of a deed to R. J. McMeekin, for the sum of \$400.00, for lots Nos. 4, 5, 6 and 7 in Schenley View Plan of Lots, situate on Breesport street, 10th Ward, City.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3951. Resolution authorizing the execution and delivery of a deed to George J. Kambach, in behalf of John J. Uetz, for the sum of \$100.53, for lot No. 100 in the Homestead Bank Plan, located in the 14th Ward, on Cash way, City.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

No. 3973. Resolution authorizing and directing the City Controller to transfer from Code Account No. 1610-G, Plug Connections, the following:—\$300.00 to Code Account 1604, Supplies, General Office; \$245.15 to Code Account No. 1614, Supplies, Stables & Yards, and \$600.00 to Code Account No. 1623, Supplies, Cleaning Highways, all in the Bureau of Highways & Sewers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3975. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$160.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, to Code Account No. 1483, Item C, Supplies, Bureau of Building Inspection.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3977. Resolution authorizing and directing the City Controller to transfer the sum of \$5495.00 to Code Account 1239, Supplies, Municipal Hospital, from the following code accounts:

Code 1206, Salaries, Regular Employees, Bureau of Infectious Diseases,	\$118.00
Code 1216, Salaries, Regular Employees, Div. Transmissible Diseases,	1077.00
Code 1217, Wages, Temporary Employees, Div. Transmissible Diseases,	\$1500.00
Code 1235, Salaries, Regular Employees, Municipal Hospital,	2800.00
	\$5495.00

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 3987. Resolution exonerating and exempting the Beechwood Improvement Company, Limited, from an assessment of \$110.00 and interest, for the grading, paving and curbing

of Methyl street, and directing the City Solicitor not to file any lien on account therefor.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

No. 3988. Resolution authorizing and directing the City Controller to transfer the sum of \$100.00 to Code Account No. 1771, Miscellaneous Services, from the following Code Accounts:

Code Account No. 1773, Materials, Bureau of Light,	\$14.00
Code Account No. 1774, Repairs, Bureau of Light,	86.00
	\$100.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

No. 3994. Resolution authorizing and directing the City Controller to transfer the sum of \$108.00 from the General Fund in Code Account No. 1709-E, to the following contracts

in Code Account No. 1702 E:
\$ 8.00 to Contract No. 1159, Robert
A. Thompson
\$100.00 to Contract No. 1180, D.
Collins Company,

\$108.00 Total.

Which was read.

Mr. Garland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage, the
the ayes and noes were taken, and be-
ing taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative, the reso-
lution passed finally.

Also

No. 2462. Resolution instruct-
ing the Board of Water Assessors to
exonerate the water rents on prop-
erty occupied by the Peoples Baths, at
1906 Penn avenue, for the years 1920
to 1921, inclusive, and for so doing
this shall be their full warrant and
authority.

In Finance Committee, Oct 25, 1921.
Read and amended by striking out
"1920" and by inserting in lieu there-
of "1914", and as amended ordered
returned to council with an affirmative
recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance
Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in
committee and agreed to by council,
was read.

Mr. Garland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third time, and upon final passage,
the ayes and noes were taken, and be-
ing taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative, the reso-
lution passed finally.

Also

No. 3594. Resolution author-
izing and directing the Mayor to exe-
cute and deliver a deed for a lot No.
42, in Christian Siebert's Plan located
on McCandless street, 10th Ward, City,
bounded and described as follows: Be-
ginning on the east side of McCand-
less street at the corner of lot No.
42 in said plan; thence extending
northwardly 21 feet; thence east-
wardly 88.84 feet to a 20 foot alley;
thence southwardly 21.72 feet to Lot
No. 43; thence westwardly 94.37 feet
to McCandless street, the place of
beginning to Peter Kuzera for the
sum of \$1300.00.

In Finance Committee, October 25th,
1921. Read and amended after the
words "Beginning on the" by strik-
ing out the word "east" and by in-
serting in lieu thereof the word
"westerly"; by striking out the words
"the corner of lot No. 42 in said
plan; thence extending northwardly
21 feet; thence eastwardly". And
by inserting in lieu thereof the words
"a distance of 90 feet northwardly
from Butler street; thence westward-
ly"; by striking out the word "south-
wardly and by inserting in lieu
thereof "northwardly; by striking out
the word "westwardly" and by in-
serting in lieu thereof, the word "east-
wardly" and by striking out \$1300.00
and by inserting in lieu thereof
"\$1250.00", and as amended ordered re-
turned to council with an affirmative
recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Fi-
nance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in
committee and agreed to by council,
was read.

Mr. Garland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third time, and upon final passage,

the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 3870. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Co., for the sum of \$42,358.28, for extra work done on the contract for grading the hillside, building retaining wall and otherwise improving Bigelow Boulevard, between Tunnel street and Craig street, and charging same to Contract No. 943, on file in the City Controller's Office.

Which was read.

Mr. Garland moved

That the resolution be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Robertson presented

No. 4064. Report of the Committee on Public Works for October 25th, 1921, transmitting several ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Also

Bill No. 3978. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Grant avenue and on the east sidewalk of Madison avenue (formerly Chartiers Township) from a point about 15 feet northwest of Garfield avenue to the existing sewer on the east sidewalk of Madison avenue at a point about 65 feet north of Grant avenue, and providing that the costs, damages and expenses of the same be assessed and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3998. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Circle way, from a point about 20 feet northwest of North Dunfermline street to the existing sewer on Albion street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3999. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Webster avenue and Blessing street, from a point about 20 feet east of Finland street to the existing sewer on Blessing street at a point about 450 feet north of Webster avenue, and providing that the costs

damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read pass finally?"

The ayes and noes were taken agreeably to law, and were:

And on the question, "Shall the bill and agreed to.

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 4000. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Josephine street, from a point about 40 feet west of South 27th street to the existing sewer on South 26th street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

No. 4001. Resolution authorizing the issuing of a warrant in favor McClintock-Marshall Company for the sum of \$155.91, for work done on contract for the reconstruction of Center Avenue Bridge over the P. R. R., Contract No. 1, Structural Steel, and charging same to Code Account No. 204-B, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4002. Resolution approving the payment of extras, amounting to \$675.10, in the contract with M. O'Herron Company, for the grading, paving and curbing of Beechwood Boulevard, from Penn avenue to Fifth avenue, and charging same as part of cost of said improvement.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

No. 2477. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$1,817.06, for extra work done on the contract for repaving Liberty avenue, from Forfar street to Main street, and charging same to Contract No. 944 on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

No. 1203. An Ordinance entitled, "An Ordinance widening Baum Boulevard, in the Eighth ward of the City of Pittsburgh, from South Rebecca street to South Highland avenue, and providing that the cost, thereby be assessed against and collected from properties benefited thereby.

Which was read.

Mr. Robertson moved

That the bill be recommitted to the Committee on Public Works.

Which motion prevailed.

Mr. Oliver presented

No. 4065. Report of the Committee on Public Service and Surveys for October 18th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3940. An Ordinance entitled, "An Ordinance granting unto the Colonial Supply Company, its successors and assigns, the right to construct, maintain and use a switch siding on Preble avenue, in the Twenty-

first ward, City of Pittsburgh, said track to be located at a point approximately one hundred and one (101') feet south of Franklin street, extending southwardly across and along Preble avenue for a distance of one hundred and eighty-two (182') feet to the north building line of Locust street, for the purpose of conveying materials, etc. to and from the property of the Colonial Supply Company situate on Preble avenue between an unnamed alley and Locust street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver also presented

No. 4066. Report of the Committee on Public Service and Surveys for October 25, 1921, transmitting several ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3989. An Ordinance entitled, "An Ordinance establishing the grade of Lapish Road, from Benton avenue to a point 667.24 feet southeast of Benton avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3990. An Ordinance establishing the grade of LaClair street, from Overton street to city line."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3991. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of Reed street, from Overhill street to Lombard street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Henderson presented

No. 4067. Report of the Committee on Parks and Libraries for October 25, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3992. Resolution authorizing the issuing of a warrant in favor of Henry Bartels in the sum of \$550.00 for one (1) Male Chimpanzee, same to be chargeable to and payable from Code Account No. 1848.

Which was read.

Mr. Henderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Anderson (for Mr. Winters) presented

No. 4068. Report of the Committee on Filtration and Water for October 25th, 1921, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4003. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for the installation of a 36" Gate Valve and 30" Saddle on 48" Steel Line on River avenue near Pindam street."

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Henderson
Oliver
Robertson
Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4004. Resolution authorizing the issuing of a warrant in favor of Ludlow Valve Mfg. Company for the sum of \$885.00, in payment of gate valves for the Bureau of Water, same to be chargeable to and payable from Code account 203-C.

Which was read.

Mr. Anderson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey
English
Garland

Henderson
Oliver
Robertson
Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Dailey moved

That the following members be excused for absence from Council and Committee meetings:

Mr. Anderson on July 28th, August 16th, 30th and 31st, and October 3rd, 13th, 25th and 26th, 1921;

Mr. English on October 11th, 17th, 18th and 25th, 1921;

Mr. Garland on October 17th, 18th and 26th, 1921;

Mr. Henderson on August 8th, 15th, and 16th, and October 4th, 1921;

Mr. Oliver on August 31st; September 1st and 2nd, and October 18th and 26th, 1921;

Mr. Robertson on August 29th, and October 10th, 1921;

Mr. Winters on August 8th, 29th, and 30th; September 1st, and October 3rd and 4th, 1921.

Which motion prevailed.

Mr. Garland presented

No. 4069. Whereas, the law provides "That no person shall paste, paint, brand or stamp, or in any manner whatsoever place upon or attach to any building, fence, bridge, gate, outbuilding, or other object, upon the grounds of any charitable, educational or penal institutions of the State of Pennsylvania, or upon any property belonging to the State of Pennsylvania or to any County, Township, Borough, OR CITY therein, any written, printed, painted or other advertisement, bill, notice, sign or poster." Provided, however, that nothing herein shall be so construed as to prevent the posting of any notice required by law or order of court to be posted, nor to prevent the posting or placing of any notice particularly concerning or pertaining to the grounds or premises upon which the same is so posted or placed"; and

Whereas, There are many bill boards and signs illegally placed on City property, Bigelow Boulevard particularly, affording a horrible example of disobedience of the law, and the practice seems to be growing to such an extent that unless stopped we may reasonably look forward to a similar desecration of the new Boulevard now being constructed; therefore, be it

Resolved, That His Honor, the Mayor, be requested to direct the Director of the Department of Public Works to take immediate steps to remove all bill boards and other advertising signs now erected in violation of the law upon any city property; and, be it further

Resolved, That the Mayor be requested to confer with the proper authorities of the Pennsylvania Railroad Company and the Baltimore and Ohio Railroad Company asking that they co-operate with the City in ridding the bluffs and hillsides paralleling our Boulevards of these objectionable bill boards that tend to destroy the view and appearance of the City.

Which was read.

Mr. Anderson moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 4070. Resolution authorizing, empowering and directing the Mayor and the Director of the Depart-

ment of Public Works to lease to the Chamber of Commerce, for a period of three years, subject to the rights of the County Commissioners to use same for the purpose of registration, primary and general elections, property situate at South 22nd and Sidney streets, and known as the "Ormsby Playground House."

Which was read and referred to the Committee on Finance.

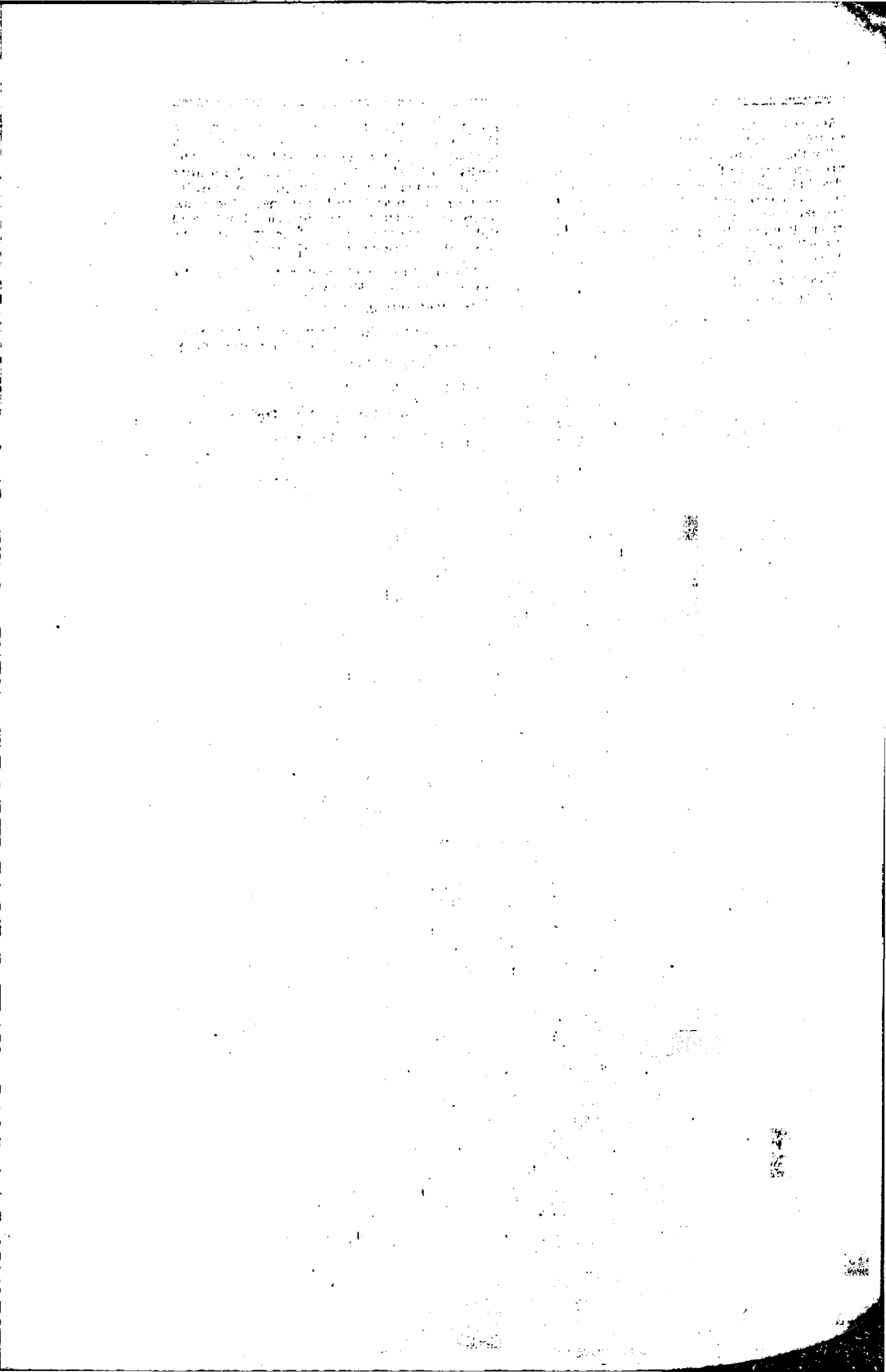
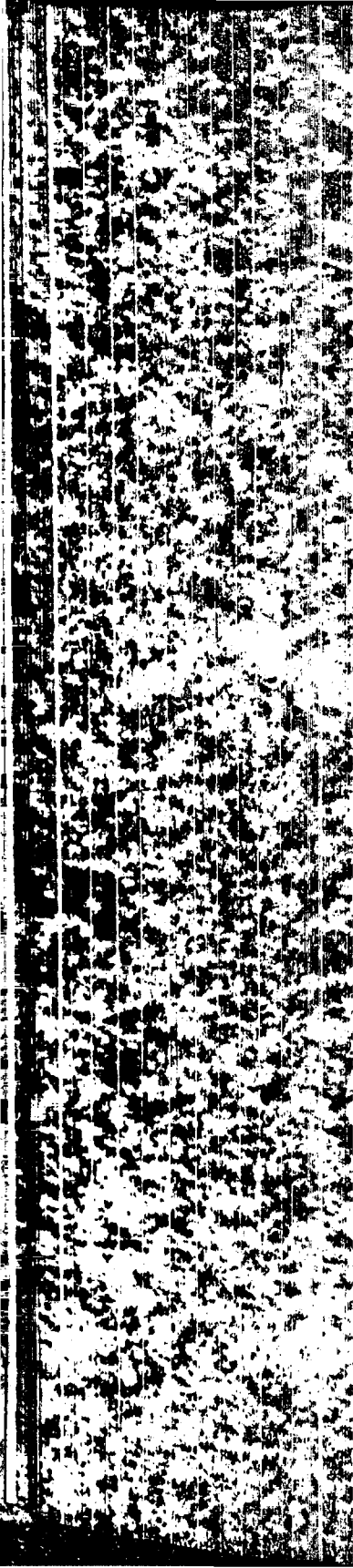
Mr. Robertson moved

That the Minutes of the proceedings of Council of October 24th, 1921, be approved.

Which motion prevailed.

And on motion of Mr. Dalley

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, November 7th, 1921.

No. 54.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, November 7th, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Mr. Dailey moved

That the minutes of the meeting of Council for Monday, October 31, 1921, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented

No. 4071. Petition for the vacation of Hoag way between Smithfield street and Cherry way.

Also

No. 4072. An Ordinance vacating Hoag way, in the First Ward of the City of Pittsburgh, from Smithfield street to Cherry way.

Which were read and referred to the Committee on Public Service and Surveys.

Mr. Dailey presented

No. 4073. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$1,300.00 from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety.

Also

No. 4074. Resolution authorizing the issuing of warrants in favor of James L. Hoban for \$67.50; Charles Johnston for \$22.60; Shriver Stewart for \$36.25 and the General Forbes Hotel for \$28.00; for expenses incurred in securing evidence against illegal liquor selling, disorderly houses, speakeasies and other violations of the law, and charging same to Code Account No. 42.

Which were read and referred to the Committee on Finance.

Also

No. 4075. Resolution authorizing the issuing of a warrant in favor of the Animal Rescue League of Pittsburgh for \$1,108.23 for services rendered the Department of Public Safety, and charging same to Appropriation No. 1460.

Also

No. 4076. An Ordinance providing for the letting of a contract or contracts for furnishing and installing one power control pneumatic tube from Room 207 City-County Building to the Department of City Treasury, First Floor City-County Building.

Which were read and referred to the Committee on Public Safety.

Mr. English presented

No. 4077. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to

award a contract or contracts for the construction of sidewalk pavements on Wabash avenue between Plank street and Independence street, and authorizing the setting aside of the sum of Thirty-eight hundred (\$3,800.00) Dollars from Bond Fund Appropriation No. 194, for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Also

No. 4078. Report of the Department of Public Health showing the amount of garbage and rubbish removed during the month of October 1920 as compared with the month of October 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 4079. An Ordinance authorizing and empowering the Director of the Department of Public Works to employ a competent sculptor to prepare the necessary models for ornamental work required in connection with the construction of the Beechwood Boulevard Bridge, and setting apart the sum of Nine Hundred Sixty-five (\$965.00) Dollars from Bond Fund Appropriation No. 212 "Beechwood Boulevard Bridge Bonds", for the payment of the cost thereof.

Also

No. 4080. Resolution appropriating a further sum of \$2,500.00 to help defray the expenses of the Armistice Day Parade to be held under the auspices of the United Veterans of Pittsburgh, and authorizing the issuing of warrants aggregating the sum of \$2,500.00 upon the production of vouchers, properly audited, for said expense, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4081. Resolution authorizing the issuing of a warrant in favor of the Cyclone Fence Company for the sum of \$412.54, for extra work done on the contract for building wire fence in Warrington Playgrounds, and charging same to Bond Fund Appropriation No. 201, Playground Improvement Bonds.

Also

No. 4082. Resolution authorizing the City Controller to transfer \$500.00 from Code Account No. 1742, Salaries Regular, to Code Account No. 1748, Materials, and \$500.00 from Code Account No. 1742, Salaries Regular,

to Code Account No. 1750, Equipment, Bureau of Water, Department of Public Works.

Also

No. 4083. Resolution authorizing and directing the Controller to transfer the sum of \$1196.50 from Appropriation No. 1710½, Structural and Non-Structural Improvements at the South Side Market, to Contract No. 1095, New Stalls at the South Side Market.

Also

No. 4084. Resolution authorizing and directing the City Controller to transfer \$2,000.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street", to the following accounts:
\$800.00 to Code Account No. 1653-A-4, Wages, Temporary Employees;
\$1200.00 to Code Account No. 1656-D, Materials, Bureau of Highways and Sewers, Asphalt Plant.

Also

No. 4085. Resolution authorizing the City Controller to transfer \$5,300.00 from Code Account No. 1744, "Wages, Regular, Filtration Division," to the following accounts of the Distribution Division, Bureau of Water:
\$4,700.00 to Code Account No. 1760, Wages, Regular;
\$400.00 to Code Account No. 1763, "Supplies";
\$200.00 to Code Account No. 1766, "Equipment".

Also

No. 4086. WHEREAS: It is necessary to transfer funds in the various code accounts to others in the Bureau of City Property in order to have sufficient balances to carry the different code accounts which are short to the end of the year.

RESOLVED: That the City Controller be and he is hereby authorized to transfer the following amounts from various code accounts to others in the Bureau of City Property in order to meet expenditures for the balance of the year.

From

Code Acct. 1661—Miscellaneous Service General Office.	\$ 200.00
Code Acct. 1663—Materials, General Office.....	200.00
Code Acct. 1674—Equipment City County Building.....	500.00
Code Acct. 1694—Materials, North Side Market.....	400.00
Code Acct. 1710—Equipment, South Side Market.....	200.00

Code Acct. 1721—Materials, Comfort Houses.....	500.00
Code Acct. 1723—Equipment, Comfort Houses.....	1,500.00
Code Acct. 1727—Miscellan- Service Exposition Bldg.....	1,000.00
Code Acct. 1726—Equipment, Foster Home.....	1,000.00
Code Acct. 1731—Equipment, Exposition Building.....	500.00
	<u>\$6,000.00</u>

To:

Code Acct. 1672—Materials, City County Building.....	\$ 200.00
Code Acct. 1685—Repairs, Diamond Market.....	1,500.00
Code Acct. 1692—Miscellan- eous Service N.S. Market.....	3,000.00
Code Acct. 1720—Supplies, Comfort Houses.....	300.00
Code Acct. 1722—Repairs, Comfort Houses.....	1,000.00
	<u>\$6,000.00</u>

Also

No. 4087. Resolution authorizing and directing the City Controller to transfer \$48.00 from Appropriation No. ——— to Appropriation No. 1640, Wages, Temporary Employees, Boardwalks & Steps; and \$152.00 from Appropriation No. ——— to Appropriation No. 1641, Materials, Boardwalks and Steps, Bureau of Highways and Sewers.

Also

No. 4088. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to Jane R. Meighan for \$28.38, being 50 per cent of the excess meter rate over the former flat rate on property at Nos. 1-4 Sweeney street, Third Ward.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 4089. Resolution authorizing the issuing of a warrant in favor of James T. Malone in the sum of \$130.46, to reimburse him for payment of County Taxes for the years 1906 to 1910, inclusive, and 1913 to 1921 inclusive, on property purchased by him from the City of Pittsburgh, being Lots 387 and 388 in the Samuel Garrison Plan, located on Antietam street, 10th Ward, and charging same to Code Account No. 42.

Also

No. 4090. Resolution authorizing the issuing of a warrant in favor of Samuel M. Lewinter for \$241.30, in full settlement of any and all claims

for damages which he might have against the City of Pittsburgh for damages to his automobile colliding with iron pipe laying on Beechwood Boulevard, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Mr. Oliver presented

No. 4091. An Ordinance extending and opening Fair Oaks street, in the 14th Ward of the City of Pittsburgh, from the southerly line of the Murdoch Farms Plan to the northerly line of the Larchmont Plan of Lots, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby; and changing the name of Fair Oaks street, from the center of the curve west of Squirrel Hill avenue to the northerly line of the Larchmont Plan of Lots, to Malvern avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 4092. Petition for the vacation of a portion of Wightman street, between Beacon street and Munhall road.

Also

No. 4093. An Ordinance vacating all that portion of Wightman street, in the 14th Ward of the City of Pittsburgh, from Beacon street to Munhall road, as originally located, not embraced within the lines of the street as opened.

Also

No. 4094. An Ordinance establishing the grade on Berkshire avenue, from Sussex avenue to Woodbourne avenue.

Also

No. 4095. An Ordinance establishing the grade of Binler street, from Frankstown avenue to the southerly property line of D. & J. N. Berlin's Plan of Lots.

Also

No. 4096. An Ordinance establishing the grade on Trelona way, from Pioneer avenue to Berkshire avenue.

Also

No. 4097. An Ordinance establishing the grade on Wickline's Lane, from Spring Garden avenue to Rialto street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 4098. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to extend the existing contract with the Thomas Cronin Company for the improvement of the Boulevard of the Allies by including additional work required to carry out additional grading and work incidental thereto, as provided for in certain ordinances changing the grade of Bluff street and the Boulevard of the Allies, at an approximate cost of \$60,000.00, at the unit prices established in said contract.

Also

No. 4099. Resolution approving the payment of \$1756.90 to Booth & Flinn, Ltd. for extra work on the contract for the grading, paving and curbing of Melwood street, from Denver street to the first angle north, distant 777 feet therefrom, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 4100. Resolution approving the payment of \$538.83 to the M. O'Herron Company for extra work on the contract for the grading, paving and curbing of Beechwood Boulevard from Fifth avenue to Penn avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 4101. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd. for the sum of \$3731.83 for extra work done on the contract for repaving the easterly shoulder of East street, from Royal street to Creek street, and charging same to Contract No. 1171, on file in the City Controller's Office.

Also

No. 4102. An Ordinance authorizing and directing the Director of the Department of Public Works to extend the sloping of the hillside and construction of slope walls on the southerly side of Bigelow Boulevard to include certain dangerous portions between the Seventeenth Street Incline and Herron avenue under the terms of Contract No. 5699, Mayor's Office File No. 291, entered into October 27, 1921, with A. L. Anderson & Bros., Inc., and authorizing the setting aside of the sum of Eleven Thousand Five Hundred (\$11,500.00) Dollars from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street", for the payment of the cost thereof.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 4103. An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series "A", 1919, the sum of Sixty-five Thousand (\$65,000.00) Dollars for the payment of engineering, mechanical and other services in the Bureau of Water, Department of Public Works.

Also

No. 4104. Resolution authorizing and directing the City Controller to transfer \$168.00 from Appropriation No. ——— to Appropriation No. 1640, Wages, Temporary Employees, Boardwalks & Steps; and \$654.00 from Appropriation No. ——— to Appropriation No. 1641, Materials, Boardwalks & Steps, Bureau of Highways and Sewers.

Which were read and referred to the Committee on Finance.

Also

No. 4105. An Ordinance authorizing and directing the grading, paving and curbing of Pioneer avenue, from Brookline Boulevard to Stetson street, and the construction of a storm sewer for the drainage thereof, including the extension of a lateral storm sewer on Stetson street to a connection with the existing storm sewer on West Liberty avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4106. An Ordinance amending the title and a portion of Section 1 of Ordinance No. 429, approved October 13th, 1921, entitled, "An Ordinance widening Carson Street East, in the 17th Ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Also

No. 4107. Petition of residents and property owners of the 18th Ward asking for the construction of sewers on and the laying of boardwalks on, Abner, Camfield, Reifert, Schuckert and Taragonia streets, and for a hearing on same.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4108. An Ordinance providing for the making of a contract or contracts for miscellaneous repairs to Bureau of Water pipe line buildings at South 30th and Sarah streets, and at Hamilton avenue and Enterprise street.

Also

No. 4109. Resolution authorizing the issuing of a warrant in favor of the Wholesale Coal Company for \$15,831.37, or so much of the same as may be necessary for the payment of coal furnished to the Brilliant Pumping Station, and charging same to Code Account No. 1755.

Which were read and referred to the Committee on Filtration and Water.

The Chair presented

No. 4110. Communication from Mrs. Grace W. Warmcastle, Chairman, Soho Bath Board, relative to the purchase by the City of a portion of property adjoining said association's property on Fifth avenue.

Which was read and referred to the Committee on Finance.

Also

No. 4111. Communication from Dr. C. D. Green, et al., relative to property on East street damaged by broken sewer on Gould avenue.

Which was read and referred to the Committee on Public Works.

Also

No. 4112.

MAYOR'S OFFICE.

Pittsburgh, November 4th, 1921

President and Members of Council of the City of Pittsburgh.

Gentlemen:

I have this day forwarded a communication to the Department of City Planning, as follows:

"Department of City Planning,
919 City-County Building,
Pittsburgh, Pa.

Gentlemen:

I see by the daily press that the question of widening Cherry way was discussed at a hearing before your Commission.

I desire to state that neither the Mayor nor the Department of Public Works has advocated the widening of Cherry way. The improvement as a whole would be expensive indeed.

That part of it from Sixth avenue to Seventh avenue has been discussed and has considerable merit.

A careful study of this vicinity by Norman F. Brown, Director of the Department of Public Works, leads this Administration to the conclusion that the widening of Grant street from Water street to Seventh avenue is so very much more advantageous and would cost so much less that it is the one improvement in the City that should claim the attention of the public and the officials of the City of Pittsburgh. This improvement also contemplates the future extension of Grant street from Seventh avenue to Liberty avenue at the full 80 ft. width.

Cherry way is parallel to and but a half block distant from Grant street. The widening and improving of Grant street to an 80 ft. thoroughfare will afford the necessary relief to traffic and will be of inestimable value and advantage to the great downtown district.

Very respectfully yours,

E. V. BABCOCK.

Mayor."

This communication is respectfully submitted to you that you may know the administration's position.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Dailey moved

That the communication be received and filed.

Which motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 4113. Report of the Committee on Finance for November 1st, 1921, transmitting sundry ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3979. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Supplies to employ two (2) Warehouse Men, and providing for the payment of their salary."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4048. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of Fritz Street Bridge over the Knoxville Incline Plane, and providing for the payment of the cost thereof."

In Finance Committee, November 1st, 1921, Read and amended in Section 2 by adding at the end of the section the words "Appropriation No. 42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4019. Resolution authorizing the issuing of a warrant in favor of Maurice S. Martin for the sum of \$679.00, for extra work on his contract for plumbing work at the Sheridan Bathhouse, same to be charged to Contract No. 1062, Appropriation No. 201, Playground Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4022. Resolution authorizing the issuing of a warrant in favor of Harland Bartholomew, Consulting Engineer, for \$304.32, for services rendered to the Department of City Planning, in a consulting capacity during the month of October, 1921, and charging the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended,

the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4023. Resolution authorizing the issuing of a warrant in favor of Thos. Coutts Company for the sum of \$220.00, for extra work on contract for construction of Shelter Sheds at Soho, Burgwin, Garfield and Lawrence Playgrounds, and charging same to Appropriation 201, Playground Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4024. Resolution continuing the position of Female Supervisor of Physical Training in the Bureau of Recreation to December 31, 1921, and authorizing the issuing of a warrant in payment thereof up to said date, and charging same against Code Account No. 1905, "Salaries Regular Employees."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Anderson	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4025. Resolution authorizing the issuing of a warrant in favor of George Cook for \$259.18, damages to his automobile by being run into by automobile fire truck No. 9 on Homewood avenue, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Anderson	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4030. Resolution authorizing and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, to Contract No. 5676, D. Collins Company, Mayor's Office File No. 290, executed September 30, 1921, and authorizing the issuing of warrants drawn on said fund for the payment of the cost of additional work in making repairs to the McFarren avenue bridge over Nine Mile Run.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4034. Resolution authorizing the issuing of a warrant in favor of John A. Galbreath in the amount of \$1,064.80, for extra work on his contract, Plumbing work at Schenley Park Bathhouse, and charging same to Contract No. 1115, Appropriation 201, Playground Bonds.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4052. Resolution authorizing the issuing of a warrant in favor of S. H. Krell in the sum of \$421.75, in full settlement of all claims for damages on account of injuries received by Fire Truck No. 9 running wild on Homewood avenue and upsetting an automobile which crushed

Mr. Krell, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3993. Resolution authorizing and directing the City Controller to transfer the sum of \$18,500.00 from Code Account 48 to Code Account 1142, Board of Water Assessors, for the payment of water rents due to the South Pittsburgh Water Company for part payment of the last quarter of 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3976. Resolution authorizing and directing the City Controller to transfer the sum of \$76,000.00 from Code Account No. 49 to Code Account No. 1219, Supplies, Di-

vision of Transmissible Diseases, Bureau of Infectious Diseases, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3982. Resolution authorizing and directing the City Controller to transfer the following sums, From Code Account 1591-E,

Restoration of Bigelow Boulevard at Kirkpatrick Street	\$1,446.03
From Code Account 1567-M, Point Bridge Repairs.....	2,791.00
	<hr/>
	\$4,237.03

To Code Account 1629, Wages, Temporary Employees, Repairing Highways,\$4,237.03

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4029. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 1147, Salaries, North Side Carnegie Library, to Code Account No. 1094, Salaries, Temporary Employees, Department of Assessors.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4031. Resolution authorizing and directing the City Controller to transfer the sum of \$2193.36 from Code Account 1912 "Structural and Non-structural Improvements" specified as "Concrete Work on River Bank at Camp; erection of Toilet for boys," to Code Account No. 1908, "Supplies", Bureau of Recreation, same being necessary for the payment of gas bills.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—0.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4032. Resolution ex-
onerating James Joseph and Elizabeth
S. Brennen from the payment of liens,
interest and costs, filed at Nos. 87,
88, 89, 90, 91, 92, 93, 94 and 95 April
Term, 1920, M.L.D., for the construc-
tion of a sewer on Washington Boule-
vard, and authorizing and directing
the City Solicitor to satisfy said liens
of record, and charging the costs to
the City of Pittsburgh.

Which was read.

Mr. Garland presented

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third time, and upon final passage,
the ayes and noes were taken, and be-
ing taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative the reso-
lution passed finally.

Also

Bill No. 4033. Resolution au-
thorizing and directing the Mayor and
the Director of the Department of
Public Works to enter into a suitable
and proper lease with the County
Commissioners of Allegheny County
for the rental of property at South
22nd and Sidney Streets, known as the
"Ormsby Playground House" for a
period of 3 years from the date here-
of, for the purpose of holding in said
property all registrations, primaries
and elections as are now required by
law, or which may be required by law
during the term of the lease, in con-
sideration of improvements to said
property made by the County Com-
missioner at a cost of \$250.00.

Which was read.

Mr. Garland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution.

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third times, and upon final passage, the
the ayes and noes were taken, and be-
ing taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative, the reso-
lution passed finally.

Also

Bill No. 4070. Resolution au-
thorizing, empowering and directing
the Mayor and the Director of the De-
partment of Public Works to lease
to the Chamber of Commerce of the
City of Pittsburgh property at South
22nd and Sidney streets, known as the
"Ormsby Playground House", for a
period of 3 years from the date here-
of, subject, however, to the rights of
the County Commissioners to use
said property for the purpose of
registration, primary and general
elections, in consideration of said
Chamber of Commerce spending \$240.
00 each year on said property during
the term of the lease; said property
to be used for conducting night
classes in the instruction of American-
ization work.

Which was read.

Mr. Garland moved

A suspension of the rule to al-
low the second and third readings and
final passage of the resolution

Which motion prevailed.

And the rule having been suspended,
the resolution was read a second and
third time, and upon final passage,
the ayes and noes were taken, and be-
ing taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Coun-
cil being in the affirmative, the reso-
lution passed finally.

Also

Bill No. 4054. An Ordinance
entitled, "An Ordinance authorizing
the Mayor and the Director of the
Department of Public Works to enter
into a contract with Andrew Doehla
and Michael J. Doehla, trading as
Doehla Wagon Company, owners of
certain property, including a
story brick building used as a
villanli bazzaz noitil

factory situate on the southerly side of East Ohio Street, in the 23rd Ward of the City of Pittsburgh (formerly 8th Ward of the City of Allegheny) relating to the permission of the City to allow said building to extend beyond the southern line projected of said street as widened by Ordinance known as No. 303 of the City of Pittsburgh, enacted and duly approved October 2nd, 1919, and to the making of various changes and alterations to the elevator of said building by extending it and also raising the building to the new level of said street, to enable said partnership to have substantially the same access to the building from the street as it now has, and providing the conditions and payment of the cost thereof."

Which was read.

Mr. Garland moved.

That the bill be laid on the table.

Which motion prevailed.

Mr. Robertson presented

No. 4114. Report of the Committee on Public Works for November 1st, 1921, transmitting an ordinance and two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4044. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on An Unnamed Way, from a point about 90 feet west of South Pacific avenue to the existing sewer on South Evaline street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey

Oliver
Robertson

English
Garland
Henderson

Winters
Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4017. Resolution authorizing the issuing of a warrant in favor of the Baker-Smith Company for the sum of \$292.00, for extra work on their contract for alterations to Refrigerating Machine at Diamond Market, and charging same to Contract No. 1044, Appropriation 1687.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4043. Resolution authorizing the issuing of a warrant in favor of Mrs. M. S. Gray, Treasurer, Montrose Camp Account, for \$150.99, covering deficit for the year 1920, and the year 1921, summer camp at Montrose Station, and charging same to Code Account No. 1908, "Supplies," Bureau of Recreation.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dailey

Oliver
Robertson

English
Garland
Henderson

Winters
Herron (President)

Ayes—9.
Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 4115. Report of the Committee on Public Service and Surveys for November 1st, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4037. An Ordinance entitled, "An Ordinance re-establishing the grade of Bluff street, in the First Ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Noes—None.

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4038. An Ordinance entitled, "An Ordinance fixing the width and position of the northerly sidewalk of the Boulevard of the Allies, in the First Ward of the City of Pittsburgh, from a point 95.60 feet west of Stevenson street to Pride street, and re-establishing the grade of the Boulevard of the Allies, from a point 225 feet west of Stevenson street to a point 100 feet east of Pride street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4039. An Ordinance entitled, "An Ordinance locating the Boulevard of the Allies, to a variable width, from Pride street to Tustin street, in the First and Fourth Wards of the City of Pittsburgh, by revising the lines thereof and including therein the Boulevard of the Allies of a variable width, so that the Boulevard as widened shall be included within the street lines, as hereinafter described."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4041. An Ordinance entitled, "An Ordinance re-establishing the grade of Lillian way, from Knox avenue to a point 274.51 feet westwardly therefrom."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. English presented

No. 4116. Report of the Committee on Health and Sanitation for November 1st, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4021. Resolution authorizing and directing the Director of the Department of Public Health to extend to Nellie McCarthy a further leave of absence of three months from November 12th, 1921, with pay, on account of sickness contracted while employed in the Bureau of Child Welfare and authorizing the issuing of warrants in favor of Nellie McCarthy, the same to be charged to Salaries, Regular Employees, Code Account No. 1243, Bureau of Child Welfare, Department of Public Health.

Which was read.

Mr. English moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 4117. Report of the Committee on Public Safety for November 1st, 1921, transmitting a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4018. Resolution authorizing the issuing of warrants in favor of the following persons and firms for work performed in the Department of Public Safety, and charging the amounts to the appropriation items shown below:

Schedule.	Amount.	Appropriation No.
August Conradis.....	\$112.48	1466
Morganstern Electric Company	66.00	1466
McFadden & Craig Company	21.00	1466

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 4118.

WHEREAS, on Thursday, November 10, 1921, Ferdinand Foch, Marshal of France, formerly Commander-in-Chief of the Allied Armies in the Great World War, is to honor the City of Pittsburgh with his presence; and

WHEREAS, The City of Pittsburgh recognizes Ferdinand Foch, Marshal of France, as the peer of any military leader, past or present; and

WHEREAS, The whole world is deeply indebted and deeply grateful to Ferdinand Foch, Marshal of France, for the results achieved by his leadership and military genius; Now, therefore, be it

RESOLVED, By the Council of the City of Pittsburgh, That the City of Pittsburgh extends to this great man, Ferdinand Foch, Marshal of France, a most cordial and heartfelt welcome; And, be it further

RESOLVED, That the Government of the City of Pittsburgh, and every official and employe thereof, be and they are hereby authorized and directed to leave nothing undone to make the official welcome of Ferdinand Foch, Marshal of France, complete in every particular; And, be it further

RESOLVED, That the Mayor be and he is hereby authorized and directed to place Ferdinand Foch, Marshal of France, in supreme command of Pittsburgh's civic soldiers, the police forces of the City of Pittsburgh, during his stay; And, be it further

RESOLVED, That an engrossed copy of this Resolution, duly presented and passed in Council and approved by the Mayor, be and the same is hereby directed to be delivered to Ferdinand Foch, Marshall of France, upon his arrival in the City of Pittsburgh.

Which was read.

Mr. Garland moved.

The adoption of the resolution.

Which motion prevailed.

The Chair presented

No. 4119.

WHEREAS, The War Department of the Government of the United

States has made an order requiring Allegheny County, the owner of the Sixth, Seventh and Ninth Street Bridges over the Allegheny River in the City of Pittsburgh to raise said bridges to such an elevation as will permit more clearance for navigation on said river; and

WHEREAS, The County Commissioners of Allegheny County are submitting to the voters of said County, a \$3,500,000 bond loan for their approval, to be voted for on November 8th, 1921, the proceeds of the same to be used for the reconstruction of said bridges; and

WHEREAS, such bridge raising may entail heavy damages to property on the street approaches on both sides of said river, according to the grade determined upon for said bridges, which said property damages, estimated at many millions of dollars, would fall upon the City of Pittsburgh; and

WHEREAS, The Councilmanic bond borrowing power is exhausted and the people's bond borrowing power has a margin of only \$4,642,727.19; Now, therefore, be it

RESOLVED, By the City Council of the City of Pittsburgh, That the Secretary of War be respectfully requested to suspend such order upon the County Commissioners of Allegheny County for such bridge raising until the subject be further inquired into and particularly until the City of Pittsburgh and the County of Allegheny have opportunity to agree upon the type and design of such bridges, the grade thereon, as well as a policy with reference to the approaches thereof; And, be it further

RESOLVED, That a copy of this resolution be presented to the Secretary of War.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Mr. Garland moved.

That the Committee on Finance meet immediately upon adjournment of this meeting.

And on Motion of Mr. Henderson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, November 14th, 1921.

No. 55.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

E. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Monday, November 14, 1921.

Present—Messrs.

Dailey	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Absent—Messrs.

Anderson	Robertson
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Mr. Dailey moved

That the minutes of the meeting of Council for Monday, November 7th, 1921, be approved.

Which motion prevailed.

PRESENTATIONS

Mr. Dailey presented

No. 4120. Resolution authorizing the issuing of a warrant in favor of James P. McIntyre, a hoseman in the Bureau of Fire, for the sum of \$149.50 covering lost time during the month of August, 1921, by reason of injuries received while in the performance of his duties, and charging same to Code Account No. 44-M, Workmen's Compensation Fund.

Also

No. 4121. Resolution authorizing and directing the Mayor to execute and deliver a deed to Robert J. Coyle, Jr., for Lot No. 27, situate at the corner of Phillips avenue and Wightman street, upon the payment of \$3348.35, improvement lien filed against said property; said deed to express therein that it is subject to a first mortgage of the estate of J. H. McKelvy, in the sum of \$3,600.00.

Also

No. 4122. Resolution authorizing the proper city authorities to satisfy liens filed against the property of A. M. Nepper on Phillips avenue, for the grading, paving, curbing and sewerage of said Phillips avenue, upon the payment of said liens at their face costs, and all city taxes at their face cost beyond first penalty for delinquency.

Also

No. 4123. Resolution authorizing the proper city officials to satisfy liens filed against property of Robert J. Coyle, Jr., on Hobart street, for the grading, paving and curbing of said Hobart street, upon the payment of said liens at their face value, without interest beyond first penalty for delinquency.

Also

No. 4124. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1466, Item E, Repairs, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.

Which were severally read and referred to the Committee on Finance.

Also

No. 4125. An Ordinance providing for the licensing and regulating of second-hand dealers in the City of Pittsburgh and providing penalties for violation thereof.

Which was read and referred to the Committee on Public Safety.

Mr. Dailey (for Mr. Robertson) presented

No. 4126. Communication from A. E. Young, Treasurer, Real Estate Savings & Trust Company, relative to removal of safety platforms on Federal street in front of Boggs & Buhl's Department Store.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 4127. Communication from H. A. Stafford asking to be reimbursed for time lost and doctor bills incurred by reason of injuries received by falling on Swentzell street boardwalk.

Which was read and referred to the Committee on Finance.

Also

No. 4128. Communication from Frank B. Miller asking that Hobart street, in the 14th Ward, be repaved.

Which was read and referred to the Committee on Public Works.

Mr. Garland (By request) presented

No. 4129. An Ordinance amending a portion of Section 15, Department of Law, Item "Assistant City Solicitors", of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920, and the amendment thereto, approved January 3, 1921.

Also

No. 4130. Resolution authorizing and directing the City Controller to transfer \$70,000.00 from Code Account No. to Code Account No. 1621, Wages, Temporary Employees, Cleaning Highways, Bureau of Highways and Sewers, Department of Public Works.

Which were read and referred to the Committee on Finance.

Mr. Garland presented

No. 4131. Resolution authorizing the issuing of warrants in favor of William Penn Hotel Company for \$3019.97, Julius Steinsapir for \$129.75 and C. W. Norder for \$50.00 for expenses incurred by reason of luncheon given to Ferdinand Foch, Marshal of France, on his visit to Pittsburgh November 10th, 1921, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4132. Resolution authorizing the issuing of a duplicate warrant in favor of the Pruyn Company for \$75.09, in place of warrant No. 2525 which was lost, and charging same to Appropriation No. 1032.

Also

No. 4133. Whereas, the below named parties having, by the Department of Public Works, been issued street opening permits during the year 1919 to 1921, inclusive, which permits were duly paid for and for various reasons not used, no street opening having been made, Now, therefore, be it

Resolved: That the Mayor and the City Controller be and are hereby authorized and directed to issue and countersign warrants to the following parties for the amount set opposite each name, and the total amount, or \$411.50, be charged to Appropriation No. 42, Contingent Fund.

Equitable Gas Co.	\$18.00
Ally Heating Co.	7.00
J. Glasspool	11.00
S. M. Dick	28.00
Thos. Flanagan	3.50
McConnell Plbg. Co.	3.50
Buerkle Plbg. Co.	17.50
Thos. Brown Co.	14.00
Hendler & Laugh	10.50
W. L. Gray	14.00
W. N. Sauer Plbg. Co.	11.00
R. J. McMeekin	11.00
J. F. Driscoll	10.50
C. A. Fisher	11.00
A. J. Freund	4.00
H. A. Knauff	3.50
Anton Hartman	4.00
McFadden-Craig Co.	21.50
Moss & Blakely	7.00
A. H. Rinne	3.50
Stinson & Kennedy	7.00
Barr Bros.	7.00
A. J. Deer Co.	10.50
Raehn & Co.	2.50
G. W. McKay	10.50
Jno. J. Gordon	7.00
J. Toner Barr	14.00
Bell Tele. Co.	33.00
Peoples Gas Co.	4.00
Mfgs. L. & H. Co.	17.50
Duquesne Light Co.	17.50
Pittsburgh Rys. Co.	7.00
Baldauf & Reubel	10.50
T. W. Hutchinson	10.50
Knoxville Plbg. Co.	3.50
Wm. Lafferty	10.50
Mfg. Dist. Co.	14.50
W. D. Klem	10.50

\$411.50

Also

No. 4134. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$279.00 for extra work on the contract for the grading of West Penn Playgrounds, and charging same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Also

No. 4135. Resolution authorizing and directing the Mayor to execute and deliver a deed to John Mangieri for Lot No. 27, located on the southwest corner of Phillips avenue and Wightman street, 14th Ward, for the sum of \$4,700.00.

Also

No. 4136. Resolution authorizing and directing the Mayor to execute and deliver a deed to Joseph McDonough and Thomas O'Toole for Lots 155, 156, and 157 in Block "H" in Edward McGinniss Plan, located on Chartiers avenue and Danley street, 20th Ward, for the sum of \$300.00.

Also

No. 4137.

MAYOR'S OFFICE.

Pittsburgh, November 14th, 1921.

President and Members of the
City Council.

Gentlemen:

I transmit herewith, for your consideration, Section 1 of the Departmental estimates for the Budget for 1922, containing the following

Public Wash House Association.
Soho Bath
Pennsylvania Association for the Blind
North Side Playground Association
Flood Commission
Carnegie Library of Allegheny
Department of City Treasurer
Department of Delinquent Tax Collector.

Civil Service Commission
Board of Water Assessors
Department of Assessors
Art Commission
Department of Public Health
Department of Law
City Architect
City Planning Commission
Transit Commission.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Also

No. 4138. Section 1 of the Departmental Estimates for budget of 1922 containing estimates of the Public Wash House Association, Soho Baths, Pennsylvania Association for the Blind, North Side Playground Association, Flood Commission, Car-

negie Library of Allegheny, Department of City Treasurer, Department of Delinquent Tax Collector, Civil Service Commission, Board of Water Assessors, Department of Assessors, Art Commission, Department of Public Health, Department of Law, City Architect, City Planning Commission and the Transit Commission.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 4139. An Ordinance extending and opening Ferree street and establishing the grade thereof, in the 14th Ward of the City of Pittsburgh, from the easterly terminus of Ferree street as dedicated and opened by ordinance No. 90, approved March 15, 1912, to Asbury Place, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Also

No. 4140. An Ordinance widening a portion of Beechwood Boulevard, in the 14th Ward of the City of Pittsburgh to a uniform width of 56 feet, between points 222.87 feet and 241.87 feet northwardly, from the first point of curve in the easterly line of said Boulevard south of Saline street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Which were read and referred to the Committee on Public Works.

Also

No. 4141. Petition for the vacating of Maynard street, from Squirrel Hill avenue to its southwesterly terminus as laid out in the Murdoch Farms Plan.

Also

No. 4142. An Ordinance vacating Maynard street, in the 14th Ward of the City of Pittsburgh, from Squirrel Hill avenue to its southwesterly terminus as laid out in the Murdoch Farms Plan as approved and recorded in the Recorder's Office of Allegheny County, in Plan Book, Volume 27, pages 68-71.

Also

No. 4143. An Ordinance establishing the grade of Mott way, from Ella street to Dargan street.

Also

No. 4144. An Ordinance designating Nero way as the name of an

unnamed 20 foot way in the 8th Ward of the City of Pittsburgh, from Minerva street to Mott way, as shown in Mrs. Eliza J. Woolslayer Plan of Lots and establishing the grade thereof.

Also

No. 4145. An Ordinance granting the consent of the City of Pittsburgh to the relocation of the tracks, route and appurtenant operating system of the South Side Passenger Railroad Company, its successors, lessees and assigns, and granting to said Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the First Ward of the City of Pittsburgh, Pennsylvania.

Also

No. 4146. An Ordinance granting the consent of the City of Pittsburgh to the relocation of the route of the Second Avenue Passenger Railway Company and granting to the said Second Avenue Passenger Railway Company the right to operate cars over the said route with the consent of The South Side Passenger Railroad Company.

Also

No. 4147. An Ordinance repealing so much of a certain ordinance entitled, "An Ordinance granting unto Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh," approved June 16, 1917, as relates to the entry upon, use and occupation of Fourth avenue between Grant street and Ross street in the First Ward of the City of Pittsburgh.

Also

No. 4148. An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with the Philadelphia Company and the Pittsburgh Railways Company relating to the reorganization of the Pittsburgh Railways Company and defining the relations between that company and the City of Pittsburgh; said contract providing for the discontinuance of appeals of the City of Pittsburgh now pending in the Superior Court, commonly known as the valuation cases; approving the valuation of the assets of the Pittsburgh Railways Company as fixed by the Public Service Commission and an annual return on that valuation creating and defining the powers of a Board of Control and Board of Arbitration to pass upon an annual

budget of the Company and other matters submitted to it under the contract, and fixing the compensation of the Board; fixing a sum to be paid to the City in lieu of and in substitution of bridge tolls, pole, car, wire, and gross receipts taxes, and releasing the Company from its liability to clean streets; providing for the payment to the City of a fixed sum in lieu of paving requirements; providing remedies in case of deficits in the operating expenses and return on capital to the Company and providing for the disposition of its surplus earnings; providing for the adjustment of car fare; agreeing to compromise claims now due the City by the Pittsburgh Railways Company and providing for their payment; providing for the payment by the Company of judgments against it and the Receivers; and generally for the co-operation of the City with the Pittsburgh Railways Company to improve service; and fixing the term of said contract.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Winters presented

No. 4149. An Ordinance authorizing and directing the construction of a public sewer on Blanton street and Minnesota street, from a point about 15 feet east of Russett way to the existing sewer on Minnesota street north of Blanton street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4150. An Ordinance authorizing and directing the construction of a public sewer on Leister street, Rife street and Rostock street, from a point about 10 feet southwest of Lappe Lane to the existing sewer on Rostock street west of Rife street, with branch sewer on Leister street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4151. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$430.08 for extra work done on contract for regrading, repaving recurling and otherwise improving to the re-established grade of McKean street, from South First Street to South Second Street, and charging same to Contract No. 1127, on file in the City Controller's Office.

Also

No. 4152. Resolution authorizing the issuing of a warrant in favor of Austin Givens for the sum of \$196.65. for extra work done on Contract No. 14, Boulevard of the Allies, for razing and removal of buildings within the lines of Second avenue, as widened on the northerly side, from Grant street to Ross street, and charging same to Contract No. 1222, on file in the City Controller's Office.

Also

No. 4153. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for \$750.00 for extra work done in connection with the reconstruction of a 24-inch pipe sewer on private property, City of Pittsburgh, Pennsylvania Railroad Company, from Bigelow Boulevard to private property of the Pennsylvania Railroad Company south of right-of-way of the Pennsylvania Railroad Company, and charging same to Contract No. 5498, Mayor's Office File No. 281.

Which were severally read and referred to the Committee on Public Works.

The Chair presented

No. 4154. Resolution authorizing the issuing of a warrant in favor of Danial Dailey, laborer employed in the Eighth Division of the Bureau of Highways & Sewers, for the sum of \$134.00, being one-half of the compensation for the time lost on account of injuries received in the performance of his duties, and charging same to Appropriation No. 44-M, Workmen's Compensation Fund.

Also

No. 4155. Communication from The Board of Trustees of the Carnegie Library asking for an appropriation of \$439,200.60 for the year 1922.

Also

No. 4156. Communication from Veterans of Foreign Wars asking for an appropriation of \$2,500.00 for Memorial Day Expenses for 1922.

Also

No. 4157. Communication from the American Legion of Allegheny County asking that the City make a further appropriation of \$1474.50 to help defray expenses of the State Convention of the American Legion recently held in Pittsburgh.

Also

No. 4158. Communication from International Union of Steam & Operating Engineers, Local No. 95, submitting scale of wages for the year 1922.

Which were severally read and referred to the Committee on Finance.

Also

No. 4159. Communication from N. F. Brown, Director of the Department of Public Works and the Department of City Planning relative to the dedication of Ben Hur street, in the Carnegie Manor Plan of Lots.

Also

No. 4160. Communication from the North End Community Association asking for the grading, paving, curbing and the laying of sidewalks on Hemphill street from Perrysville avenue to Semicir street, and Semicir street from Perrysville avenue to Hemphill street.

Also

No. 4161. Communication from the Bloomfield Board of Trade asking for a hearing relative to better lighting system in the Bloomfield District.

Also

No. 4162. Petition of residents of the 19th Ward asking for the construction of sewers on Timberland, Abstract and Dream avenues.

Also

No. 4163. Communication from Chas. Schneider protesting against the actions of Mr. Wright in digging up a portion of Leister street which is a detriment to the other property owners.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4164.

Office of

THE COUNTY COMMISSIONERS
COUNTY OF ALLEGHENY

Pittsburgh, November 14th, 1921.

Hon. E. V. Babcock,
Mayor, City of Pittsburgh.

Hon. Wm. A. Magee,
Mayor-Elect, City of Pittsburgh.
Members of Council,
City of Pittsburgh.

Gentlemen:

Under date of November 7th, County Commissioners made application to the Secretary of War Weeks for a meeting at his office for the purpose of securing a modification of the War Department's order relative to the razing of the Allegheny River bridges.

The Secretary of War has designated Thursday, November 17th, 10:00 A. M. at his office, for hearing the Commissioners and other interested parties.

The Commissioners would like to have Council, or a committee therefrom, the Honorable Mayor and Mayor-Elect, attend this meeting.

Mr. W. M. Jacoby, Secretary of the Allegheny County Planning Commission, will have charge of the railroad arrangements, presumably to leave Wednesday evening at 11:30 P. M., via the Baltimore & Ohio Railroad.

A meeting of all the parties interested will be held in the room of the Allegheny County Planning Commission on Wednesday, November 16th, at 10:30 A.M., at which you are requested to be present.

Respectfully yours,
W. T. REES,
Chief Clerk.

Which was read.

Mr. Garland moved.

That the President of Council be authorized to attend the meeting before the Secretary of War in his office at Washington to represent the Council and he be authorized to take with him any other members of Council who desire to attend this hearing, and submit to the Secretary of War the expressions as contained in the resolution passed by Council at its meeting on Monday, November 7th, 1921.

Which motion prevailed.

The Chair announced the appointment of the entire membership of Council on the committee to attend the hearing before the Secretary of War.

Also

No. 4165.

MAYOR'S OFFICE.

Pittsburgh, November 14, 1921.

President and Members of
City Council,

Pittsburgh, Penna.

Gentlemen:

On October 31st Mr. Garland offered a resolution which was adopted by Council relative to the placing of billboards and signs on City property. This resolution sets out that billboards and signs are illegally placed on City property—Bigelow Boulevard in particular—offered a horrible example of disobedience to the law. It states that the practice seems to be growing and intimates that it is encouraged by the Administration, or possibly by the Public Works Department.

I desire to vehemently protest against this resolution and state that it is entirely unfair and does not convey the facts, and to advise Council to the end that such an unfair statement will not go into its records

unanswered; that it is not now, nor never was the policy of this administration to encourage signs and billboards on City property—on the contrary it has been the policy to discourage them.

From time to time the Mayor has advised the Public Works Director to prevent the erection of signs on City property and to clean out any that were there. I am certain that this order has been carried out. The City is continually acquiring property for playgrounds and other purposes and signs may be on them when the property is acquired, but it is the policy to have them removed. Bill-posters often put up signs over night and it requires considerable vigilance and energy to keep the practice in check.

I wish to assure Council that this will be the policy of the administration as long as I am Mayor.

Very respectfully yours,

E. V. BABCOCK.

Mayor.

Which was read.

Mr. Winters moved.

That the communication be received and filed.

Mr. Garland arose and said:

Mr. President, I second the motion of Mr. Winters, but I want this statement also placed on the record.

Vigilance and energy may be exercised in preventing the placing of billboards and signs on city property. The matter of placing printed matter on the streets or public thoroughfares should also be discouraged. The law not only prohibits the placing of billboards and signs on city property, but it also prohibits the marking of the public thoroughfares with advertising matter.

In order to convey my thought, I wish to call attention to the fact that Bigelow Boulevard is marked in several places—one place in particular that of political advertising of candidate for Sheriff, Williams, and many others. Such advertising is against the law.

I also wish to call attention to the fact that about two days after the adoption of my resolution in Council the largest signboard on Bigelow Boulevard was removed, it requiring six men to dismantle this signboard. I of course take it that it was on city property.

However, I am glad to know that the Mayor is in accord with the purpose of Council's resolution and that he will try to prevent all kinds of

advertising from being posted on city property.

And the question recurring on the motion. That the communication be received and filed.

The motion prevailed.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 4166. Report of the Committee on Finance for November 7th, 1921, transmitting a resolution to Council.

Which was read, received and filed. Also, with an affirmative recommendation.

Bill No. 4080. Resolution appropriating a further sum of \$2500.00 to the United Veterans of Pittsburgh for the purpose of helping to defray the expenses of Armistice Day Parade, and authorizing the issuing of a warrant or warrants, aggregating the said sum, upon the production of vouchers, properly audited, for said expense, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Daley	Oliver
English	Winters
Garland	Herron (President)
Henderson	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS

Mr. Oliver presented

No. 4167.

Whereas, The Fineview Board of Trade has obtained an option on a piece of property situate in the Fineview District, which is suitable for playground and recreation purposes, which option has expired; and

Whereas, The members of Council are on record as being favorable to the acquisition of this property; Therefore, be it

Resolved, That the Mayor be requested to instruct the Director of the Department of Public Works to negotiate at once for the acquiring of

this property and to report to Council within two weeks.

Which was read.

Mr. Oliver moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 4168.

Resolved, That the Mayor be and he is hereby requested to return to Council, without action thereon, for further consideration, Bill No. 4032, Resolution exonerating certain property of James Joseph and Elizabeth S. Brennen from certain liens, interest and costs, and authorizing the satisfaction of said liens of record.

Which was read.

Mr. Oliver moved

The adoption of the resolution.

Which motion prevailed.

And the Mayor, having returned, without action thereon.

Bill No. 4032. Resolution exonerating James Joseph and Elizabeth S. Brennen from the payment of liens, interest and costs filed against nine (9) certain lots fronting on Washington Boulevard, in the sum of \$630.00 (which property has been taken by the City in condemnation proceedings), and authorizing and directing the City Solicitor to satisfy said liens of record, and charging the costs to the City.

In Council, November 7th, Rule suspended, read three times and finally passed.

Which was read.

Mr. Oliver moved

To reconsider the vote by which the resolution was read a second and third times and finally passed.

Which motion prevailed.

And the question recurring, "Shall the resolution be read a second and third times and finally passed?"

The motion did not prevail.

Mr. Oliver moved

That the resolution be re-committed to the Committee on Finance.

Which motion prevailed.

Mr. Daley presented

No. 4169.

Whereas, The policies of the City Government and the expenditure of appropriations for 1922, will be directed by the incoming administration, and the City's interests can best be served and its business facilitated by a regard for the wishes of the new administration in making the budget for next year; Therefore, be it

Resolved, That the Chairman of the Finance Committee, which is about

to take up consideration of the budget estimates, invite Mayor-elect William A. Magee to participate in the budget deliberations.

Which was read.

Mr. Dailey moved

The adoption of the resolution.

Which motion prevailed.

The Chair presented

No. 4170.

Whereas, Mayor E. V. Babcock, acting for the City of Pittsburgh, ordered from the Grogan Company, jewelers, of the City of Pittsburgh, a golden key to be presented to Ferdinand Foch, Marshal of France, and formerly Commander-in-Chief of the Allied Armies; and

Whereas, Said golden key was duly presented to said Marshal Foch as a token of esteem and admiration in which he is held by the people of this City; and

Whereas, the said golden key was a truly beautiful example of the jeweler's art and was appreciated as such by Marshal Foch; and

Whereas, Mr. Francis A. Keating, President of the Grogan Company, has expressed his desire that the City of Pittsburgh shall treat the said golden key as a gift by his company and himself to the City of Pittsburgh and as the contribution of the Grogan Company and himself to the tribute paid by the City of Pittsburgh to Marshal Foch; and

Whereas, the said Grogan Company and its President, Mr. Francis A. Keating, have refused to receive payment for said key and have requested of the City of Pittsburgh the privilege of furnishing the same free of charge; Now, therefore, be it

Resolved, By the Council of the City of Pittsburgh, that this generous offer of the Grogan Company and its President, Mr. Francis A. Keating, be and the same is hereby accepted; And, be it further

Resolved, That the Council and the Mayor of the City of Pittsburgh join in extending to the Grogan Company and to its President, Mr. Francis A. Keating, an official vote of thanks for their generosity and civic pride; And be it further

Resolved, That a copy of this resolution be forwarded to the Grogan Company and Mr. Francis A. Keating, its President.

Which was read.

Mr. Dailey moved

The adoption of the resolution.

Which motion prevailed.

Mr. English arose to a question of personal privilege and said:

Mr. President, it is difficult to find the proper words to convey my feelings of appreciation and gratitude to the people of Pittsburgh for their continued good will and esteem. I thought the limit had been reached with the wonderful vote of the Primary Election on September 20th, but the final election on November 8th shows a 25% increase as a sort of good measure.

To have received this remarkable tribute in spite of factional newspaper propaganda, is surely a sign that times have changed and that the people cannot be fooled by biased factional bunk.

I would not be so vain or impertinent as to think that 85,000 voters credit me with having any special talent or virtue not possessed by others. Rather do I think that the people were approving the record of a public official who had the courage to serve the people instead of taking orders from a factional boss. In this election, I happened to be a humble servant of the people. In my private and public life, I have tried to follow the good instructions of my parents. Part of this instruction is found in the 2nd verse of the 4th chapter of 1st Corinthians.

I want the people to know that I realize the responsibility entrusted to me for another four years, and I will continue to live up to the oath of office by serving the people in the future as I have in the past. I will continue to support good measures and oppose bad measures regardless of the authors.

Mr. Winters moved

That the Mayor be requested to inform the Committee on Finance at its meeting on Tuesday, November 15th, when he expects to have the remaining parts of the budget estimates ready for presentation to Council.

Which motion prevailed.

Mr. Winters moved

That the Chairman of the Finance Committee invite the new members-elect of Council to participate in the budget deliberations.

Which motion prevailed.

Mr. Oliver, at this time, presented

No. 4171. An Ordinance re-establishing the grade on Beechwood Boulevard, from Alger street to the entrance to Schenley Park.

Which was read and referred to the Committee on Public Service and Surveys.

And on motion of **Mr. Garland** Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, November 21st, 1921.

No. 56.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

R. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Monday, November 21, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Mr. Dailey moved

That the minutes of the meeting of Council for Monday, November 14th, 1921, be approved.

Which motion prevailed.

PRESENTATIONS

Mr. Anderson presented

No. 4172. An Ordinance appropriating, transferring and setting over to Code Account No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police, the sum of \$4,556.00, unexpended balances in Code Account No. 1456, Item E, Repairs, Bureau of Police, by authority of Ordinances Nos. 74, 146, 390 and 424, Series 1919, and No. 407, Series 1920, and to Code Account No. 1449, Item C, Supplies, Bureau of Police, the sum of \$2,700.00

unexpended balance in Code Account No. 1457, Item F, Equipment, Bureau of Police, by authority of Ordinance No. 399, Series 1920.

Also

No. 4173. Resolution authorizing and directing the Controller to transfer the sum of \$6,000.00 from Code Account No. 1069, Advertising Delinquent Taxes, Department of Collector of Delinquent Taxes, to Code Account No. 1030, Supplies, Municipal Garage and Repair Shop.

Also

No. 4174. Resolution authorizing and directing the City Controller to transfer the aggregate sum of \$3,125.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," and to credit same to the following Code Accounts of the Bureau of Highways and Sewers in the respective amounts set forth:

\$1,100.00 to Code Account No. 1629, Wages, Temporary Employees, Repairing of Highways.

\$194.00 to Code Account No. 1631, Materials, Repairing Highways.

\$546.00 to Code Account No. 1640, Wages, Temporary Employees, Boardwalks and Steps.

\$1,285.00 to Code Account No. 1641, Materials, Boardwalks and Steps.

Also

No. 4175. Resolution authorizing the issuing of a warrant in favor of H. Miller & Sons Company for \$174.75, refunding amount paid for water construction tax on building during course of construction at 907-909 Penn avenue (on account of the water assessment having been paid by the owner of the building, M. Lando, on metered basis), and charging same to Appropriation No. _____.

Which were severally read and referred to the Committee on Finance.

Mr. Dalley presented

No. 4176. Communication from the Mount Washington Park Association asking that the appropriation of \$10,000.00 be included in the 1922 budget for the erection of a shelter house in Mt. Washington Park and that provisions be made for the employment of eight laborers and one foreman to continue the development of said park.

Also

No. 4177. Resolution authorizing, empowering and directing the City Controller to transfer \$2,000.00 from Code Account No. 1428, Item A-3, Wages, Regular Employees, to Code Account No. 1430, Item C, Supplies, General Office, Department of Public Safety; and \$150.00 from Code Account 1470, Item L, Fireman's Disability Fund, to Code Account No. 1462, Item A-3, Wages, Regular Employees, Bureau of Fire.

Which were read and referred to the Committee on Finance.

Also

No. 4178. Resolution authorizing the issuing of warrants in favor of Dr. William A. Caven for \$26.00; and the National Bureau of Criminal Identification for \$100.00 for services rendered the Department of Public Safety and its several bureaus, and charging same to Appropriation Nos. 44-M, 1432 and 1447, respectively.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 4179. Resolution authorizing and directing the City Controller to transfer \$250.00 from Code Account 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account 1218, Miscellaneous Service, Division of Transmissible Diseases, and the sum of \$750.00 from Code Account 1292, Wages, Regular Employees, Division of Miscellaneous Food Inspection, to Code Account 1245, Miscellaneous Services, Bureau of Child Welfare, Department of Public Health.

Also

No. 4180. Resolution setting apart and appropriating the additional sum of \$141.09 from Playground Improvement Bonds, 1919, Appropriation No. 201, for the reconstruction of the roadway in Lawrence Park; and authorizing the issuing of a warrant drawn on said funds in payment of the cost of said work.

Also

No. 4181. Resolution authorizing and directing the Department of Law to cancel the deed conveying Lot No. 42 in Christian Siebert's Plan, Tenth ward, to Peter Kuzera, and authorizing the issuing of a warrant in favor of Peter Kuzera for \$280.00, \$130.00 of which is a refund of the deposit of 10 per cent of the purchase price paid by him to the City of Pittsburgh and the remaining \$150.00 for counsel fees and examination of title to said lot, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. Garland presented

No. 4182. An Ordinance levying and assessing taxes and water rents for the fiscal year beginning January 1st, 1922, and ending December 31st, 1922, upon all property subject to taxation within the limits of the City of Pittsburgh.

Also

No. 4183. An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1st, 1922, and ending December 31st, 1922.

Also

No. 4184. An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof.

Also

No. 4185. An Ordinance authorizing the purchase from E. H. Niedringhaus of a lot of ground fronting twenty (20) feet on Bigelow boulevard near Humboldt street, and extending back of even width throughout ninety-one (91) feet, on which there is erected an old brick house, for the sum of Fifteen Hundred Dollars (\$1,500.00), and making an appropriation in connection therewith.

Also

No. 4186. An Ordinance repealing Ordinance No. 367, entitled, "An Ordinance providing for the letting of a contract for furnishing one triple combination auto propelled gasoline fire apparatus for the Bureau of Fire."

Also

No. 4187. Resolution appropriating \$1,474.50 for the purpose of paying the unpaid bills of the Amer-

ican Legion of Pittsburgh and Allegheny County for expenses incurred during its convention in Pittsburgh on September 22nd, 23rd and 24th, and authorizing the issuing of a warrant or warrants, aggregating the sum of \$1,474.50, upon the production and proper audit of vouchers for said expense, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4188. Resolution authorizing the issuing of a warrant in favor of J. Szkola in the sum of \$25.00 refunding amount of fine imposed upon him by Alderman M. A. Riley in a suit instituted against him by the Bureau of Building Inspection through an error, and charging same to Appropriation No. ———.

Also

No. 4189. Resolution authorizing and directing the City Controller to transfer the sum of \$11,500.00 from Code Account No. 1468, Item F, Equipment and Machinery, Bureau of Fire, to Code Account No. 42, Contingent Fund.

Also

No. 4190. Resolution authorizing and directing the City Controller to transfer \$238.25 from Code Account No. 1127, Wages, Regular Employees, and \$135.00 from Code Account 1132, Equipment, to Code Account 1126, Salaries, Regular Employees, Department of Supplies.

Also

No. 4191. Petition of Louis A. Meyran for settlement of assessment against his property for construction of sewer in Raymond street, 14th ward.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 4192. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 1147, Salaries, Regular Employees, to Code Account No. 1152, Repair, Carnegie Free Library, North Side.

Also

No. 4193.

Whereas, Several of our Supplies, Materials and Equipment accounts will show a deficit for Maintenance to end of year, and

Whereas, in several other accounts there appears balances;

Therefore, Be it resolved that the City Controller shall be and he is hereby authorized and directed to

transfer the following sums to wit:	
From Code Account 1777, Miscellaneous Service	\$ 41.12
From Code Account 1785, Repairs, Schenley Park	27.20
From Code Account 1795, Repairs, Golf Grounds	1.39
From Code Account 1803, Salaries, Schenley Conservatory	200.19
From Code Account 1804, Wages, Schenley Conservatory	400.00
From Code Account 1806, Miscellaneous Service, Schenley Conservatory	2.00
From Code Account 1809, Repairs, Schenley Conservatory	12.55
From Code Account 1815, Miscellaneous Service, N. S., Conservatory	1.00
From Code Account 1818, Repairs, North Side Conservatory	3.00
From Code Account 1828, Wages, Highland Park	400.00
From Code Account 1833, Repairs, Highland Park	17.20
From Code Account 1839, Repairs, Highland Stables.....	8.00
From Code Account 1861, Repairs, Riverview Park	24.08
From Code Account 1875, Repairs, West Park, North Side	6.50
From Code Account 1892, Miscellaneous Services (All Parks	9.75
From Code Account 1893, Miscellaneous Services (All Parks	61.00
From Code Account 1895½, Grand Stand, Schenley Park	2,290.02
	<hr/> \$3,505.00

TO

Code Account 1801, Repairs, Schenley Park Stables	\$ 150.00
Code Account 1816, Supplies, North Side Conservatory	300.00
Code Account 1817, Materials, North Side Conservatory	220.00
Code Account 1856, Wages, Riverview Park	2,200.00
Code Account 1870, Wages, West Park, North Side	600.00
Code Account 1876, Equipment, West Park, North Side	35.00
	<hr/> \$3,505.00

Which were read and referred to the Committee on Finance.

Mr. Oliver presented

No. 4194. Garden Square Plan of Lots, situate in the Twenty-seventh

ward, and the dedication of Ancy way, Dickson street, Pitler street, Plough street and Mullins street shown thereon.

Also

No. 4195. An Ordinance accepting the Plan of Garden Square in the Twenty-seventh ward of the City of Pittsburgh, laid out by the Pittsburgh City Garden Company, accepting the dedication of Ancy way, Dickson street, Pitler street, Plough street and Mullins street as shown thereon for public use for highway purposes; opening and naming the same and establishing the grades on Ancy way, Dickson street, Pitler street, Plough street and Mullins street.

Also

No. 4196. Petition for the vacation of Torrens street from Hamilton avenue to the northerly line of the right of way of the Pennsylvania Railroad.

Also

4197. An Ordinance vacating a portion of Torrens street in the 12th Ward of the City of Pittsburgh, from Hamilton avenue to the northerly line of the right of way of the Pennsylvania Railroad.

Also

No. 4198. An Ordinance accepting the dedication of certain property in the Twelfth ward of the City of Pittsburgh, for public use for highway purposes for the widening of Torrens street, from Hamilton avenue to the northerly line of the right of way of the Pennsylvania Railroad.

Also

No. 4199. An Ordinance repealing Ordinance No. 498, approved November 12, 1921, entitled, "An Ordinance locating the Boulevard of the Allies, to a variable width, from Pride street to Tustin street in the First and Fourth wards of the City of Pittsburgh, by revising the lines thereof and including therein the Boulevard of the Allies of a variable width, so that the Boulevard as widened, shall be included within the street lines, as hereinafter described," recorded in Ordinance Book, Volume 33, page 59.

Also

No. 4200. An Ordinance locating Baum boulevard, from South Rebecca street to South Highland avenue, in the Eighth ward of the City of Pittsburgh, by revising the lines thereof and including therein Baum boulevard having a width of 50 feet so that the boulevard as located shall be included within the street lines as hereinafter described.

Also

No. 4201. An Ordinance fixing the width and position of the sidewalk and establishing the grade on Irvine street, from Greenfield avenue to the southerly line of the Peoples Savings Bank Plan.

Also

No. 4202. An Ordinance fixing the width and position of the sidewalk and establishing the grade on Willock street, from the southerly boundary line of the Peoples Savings Bank Plan to Minden street.

Also

No. 4203. An Ordinance changing the name of Willock street, in the Fifteenth ward to Irvine street.

Also

No. 4204. An Ordinance fixing the width and position of the curb lines, roadway and sidewalks on Tesla street, from Bigelow street to Loretta street, establishing the grade and providing for the sloping and parking of the portion of said Tesla street lying without the lines of the sidewalks and roadway.

Also

No. 4205. An Ordinance fixing the width and position of the sidewalks and roadway of Malvern avenue, from Fair Oaks street to Plainfield street and establishing the grade of Malvern avenue, from the southerly line of the Murdoch Farms Plan to Plainfield street.

Also

No. 4206. An Ordinance granting unto the St. Louis Independent Packing Company, its successors and assigns, the right to construct, maintain and use switch track on and across Railroad street beginning at the western building line of Torrence street, thence westwardly for a distance of approximately one hundred and seventy (170) feet to the point of switch on industrial track of the Pennsylvania Railroad; also a shipping platform extending along their building for a distance of one hundred and six (106') feet at a width of eight feet, elevated approximately four feet from rail, for the purpose of conveying materials, etc., from the building of the St. Louis Independent Packing Company to the said switch track, Twelfth ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 4207. Resolution authorizing and directing the City Solicitor to satisfy the lien filed against St. John's Hospital at No. 3389 April

Term, 1917, D. T. D., for water rent for the year 1914, and charging the costs to the City of Pittsburgh.

Also

No. 4208. Resolution authorizing the Mayor to execute and deliver a lease to Mrs. Fredericka Reidenbach for triangular parcel of ground under the Shadeland Avenue Viaduct, for the annual rental of \$10.90, payable in advance.

Also

No. 4209. Resolution authorizing and directing the City Controller to transfer \$70.00 from Code Account 1903-E, Repairs, to Code Account 1901-C, Supplies, Bureau of Tests.

Also

No. 4210. Resolution authorizing and directing the City Controller to transfer \$1,000.00 from Code Account No. 1907, Miscellaneous Service, to Code Account No. 1906, Wages, Temporary Employees; \$1,000.00 from Code Account No. 1910, Repairs, to Code Account No. 1909, Materials, and \$0.70 from Code Account No. 1910, Repairs, to Code Account No. 1926, Wages, Lawrence Pool, Bureau of Recreation.

Also

No. 4211. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 to Code Account No. 1503, Supplies, Director's Office, Department of Public Works, from the following code accounts in the Bureau of Deed Registry:

Code Account No. 1599, "Supplies," \$50.00.

Code Account No. 1601, "Equipment," \$100.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 4212. Resolution authorizing the issuing of a warrant in favor of A. R. Van Horn for the sum of \$308.82 for extra work done on the contract for the reflooring of the roadway and sidewalk and otherwise repairing the Twenty-eighth street bridge over the Pennsylvania Railroad, and charging the same to Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Also

No. 4213. An Ordinance authorizing and directing the construction of a public sewer on Hastings street and Selwyn street, from a point about 130 feet north of Selwyn street to the existing sewer on Elysian street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4214. An Ordinance authorizing and directing the construction of a public sewer on Trenton street, from a point about 15 feet southwest of Gertrude street to the existing sewer on Second avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4215. An Ordinance authorizing and directing the construction of a public sewer on both sidewalks of Winterton street and on private property of James H. Park and Highland Park, from a point about 20 feet north of Bryant street to the existing sewer in Highland Park, west of Stanton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4216. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pittsburgh, Virginia and Charleston Railway Company and the Pennsylvania Railroad, for the construction of a foot bridge at South Fourth street over Carson street east and the Railroad right of way to Manor street; and providing for the provisions thereof and for the payment of same.

Also

No. 4217. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Manchester avenue, from South avenue to Ridge avenue, and the regrading, repaving, recurbing and otherwise improving of Strobel street, Reedsdale street, and Allegheny avenue as affected thereby, describing the limits thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4218. An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving East street from Tripoli street to the first angle distant about 100 feet south of Royal street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Also

No. 4219. An Ordinance authorizing and directing the grading, paving and curbing of Irvine street, from Greenfield avenue to Second avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 4220. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Appropriation Account No. 1755, Supplies, to Appropriation Account No. 1754, Miscellaneous Services, Department of Public Works, Bureau of Water, Mechanical Division.

Which was read and referred to the Committee on Finance.

Also

No. 4221. Resolution authorizing the issuing of a warrant in favor of Bernard Gloekler Company in the amount of \$1,196.50 for extra work on the contract for installing new stalls at the South Side Market, and charging same to Contract No. 1095, Appropriation No. G-1710½, Structural and Non-Structural Improvements to the South Side Market.

Which was read and referred to the Committee on Public Works.

Also

No. 4222. Resolution authorizing the issuing of a warrant in favor of James H. McQuade & Sons Company for the sum of \$498.80, in full payment for labor furnished incident to laying 6-inch water line on Washington boulevard, west of Brilliant Pumping Station, and charging same to Appropriation No. 203, Water Bonds, Series "A," 1919.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 4223. Communication from the Brookline Boosters' Association asking that certain public improvements be made in the Brookline district, Nineteenth ward.

Also

No. 4224. Communication from Henry A. Dunker asking that provisions be made in the 1922 budget for improvements in the Twenty-fifth district of the Twenty-sixth ward.

Also

No. 4225. Resolution exonerating Phipps Gymnasium property situate at the corner of Reedsdale and Scotland streets, North Side, from the payment of City taxes so long as the same is used by the Board of Public Education.

Which were severally read and referred to the Committee on Finance.

Also

No. 4226. Petition of residents of the Thirteenth ward asking for the construction of the Nine Mile Run sewer from the intersection of an unnamed way north of Frankstown avenue and Angoria way to the City Line.

Also

No. 4227. Communication from William R. Beehner and Martin Beehner asking that sewers be constructed in the streets laid out in the Aqua Vista Plan of Lots in the Fifteenth ward.

Which were read and referred to the Committee on Public Works.

Also

No. 4228.

Law Offices

WILLIAM A. MAGEE

507 Bergner Bldg. 319 Frick Bldg.
Harrisburg, Pa. Pittsburgh, Pa.

November 21, 1921.

Mr. John S. Herron,

President of the Council,
Pittsburgh, Pa.

My dear Mr. President:

I have the invitation of Mr. Garland, the chairman of the Finance Committee, inviting me to confer with his committee in budget making. It is my opinion that that is the proper procedure, as the next administration will be charged with the expenditures provided for in the current appropriation bills.

The occasion of my addressing your honorable body is to call your attention to other matters now pending of an exactly similar nature. There are certain measures which I understand will come before you for action on Monday, November 21, 1921, which are of the gravest importance to the City of Pittsburgh as follows:

The contract between the City of Pittsburgh and the Pittsburgh Railways Company; the contract with reference to the Point Bridge; the im-

provement of Irvine street and certain other streets under the recent bond issue; the improvement of Pioneer avenue.

I would not presume to ask for delay in the consideration of ordinary measures once the public had had an opportunity for a hearing before the proper committee, but I have been out of the city for the last ten days, and I think I am peculiarly at this moment in position to ask that I be permitted to scrutinize those ordinances and consult with your honorable body with reference to the advisability of their passage at this time and in their present form. As the principal administrative official of the city after January 1st, 1922, the execution of the matters contained in these ordinances will devolve upon me primarily in the same sense as the appropriations above referred to. It seems to me, therefore, that my views on these subjects ought to receive consideration. There is no disposition on my part for undue delay. I, therefore, suggest that the ordinances named above be not passed at once and after I have had the opportunity to give the subjects contained therein full consideration, would esteem it a privilege to be permitted to discuss them with you before final action.

With much respect, believe me,

Very sincerely yours,

WILLIAM A. MAGEE.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 4229.

GEORGE J. SHAFFER,

Attorney at Law,

Pittsburgh, Pa.

Berger Building.

November 21, 1921.

Mr. John S. Herron,

President of Council,

City of Pittsburgh, Pa.

Dear Sir:

In re proposed agreement between City of Pittsburgh, Philadelphia Company and Pittsburgh Railways Company.

On behalf of the Allied Boards of Trade, I wish to protest against the passage of any ordinance or resolution adopting the above mentioned

proposed agreement without further public hearing on this matter, and without giving the Allied Boards of Trade and other organizations an opportunity to present the Cleveland plan as modified to suit Pittsburgh conditions or any other plan providing for consolidation of the system and adequate control on behalf of the city, and for the further reasons:

First. The hearing last Friday, November 18, 1921, was the first and only public hearing which Council has had on this vitally important matter.

Second. Important facts were developed at that hearing which were unknown, not only to Council but apparently to its legal counsel.

Third. These facts were such as require careful consideration in such an important matter as the reorganization of the city's street railway system.

Fourth. As stated by his Honor, Mayor Babcock, when the City Law Department was reorganized some months ago, hundreds of thousands of dollars of the city's monies have been spent in the receivership and valuation proceedings. Therefore, it seems highly improvident to surrender the control it has thus acquired without mature consideration and public discussion.

Respectfully yours,

GEORGE J. SHAFFER,

Attorney for Allied Boards of Trade.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 4230.

CITY OF PITTSBURGH, PA.

November 21, 1921.

The Honorable Council of the

City of Pittsburgh.

Gentlemen:

Beg to advise that all copy of the Departmental Estimates for 1922 is now in the hands of the printer, but I have been unable to have printed copies of Section 2 of the Departmental Estimates available for transmittal to you today. We hope to be able to transmit the estimates for the Department of Public Works and Public Safety (Section 2) by Wednesday or Friday of this week; the totals estimated for these departments are as follows:

Department of Public Works:

Director's Office	\$ 1,035.00
Division of Accounting.....	1,092.00
Division of Photography.....	2,790.45
Bureau of Deed Registry.....	1,368.29
Bureau of Tests	2,955.00
Bureau of Light	573,214.20
Bureau of Recreation	44,050.00
Bureau of Engineering.....	532,997.00
Bureau of Highways and Sewers	622,866.32
Bureau of City Property....	155,705.26
Bureau of Parks	91,255.51
Bureau of Water	537,554.29

Total\$2,566,883.32

Department of Public Safety:

General Office	\$ 11,384.87
Div. of Weights & Measures	410.50
Div. of Boiler Inspection.....	475.00
Bureau of Police	90,328.36
Bureau of Fire	267,870.00
Bureau of Bldg. Inspection..	8,628.72
Bureau of Electricity	114,140.00

Total\$493,237.45

The estimates contained in Section 3 are for the offices of the Mayor, City Clerk and City Controller, and for miscellaneous appropriations for sinking funds, interest, judgment, refunds and the contingent and finance funds (these will total approximately \$4.-850,000.00) and there will be included in Section 3, in addition, the estimates for salaries and wages, the amount of which has not yet been totalled.

We will have this section, which will complete the printed estimates for 1922, in your hands by Monday, next.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Garland moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 4231.

BLUM, WELDIN & CO.,

Engineers and Surveyors,

7th Floor Bakewell Bldg. Grant and
Diamond.

Pittsburgh, Pa.,

Sept. 21, 1921.

Mr. E. S. Morrow,

City Controller,

Pittsburgh, Pa.

Dear Sir:

We beg to submit herewith our report on certain paving contracts enumerated in a certain ordinance of

City Council enacted last April. Under your instructions, the undersigned and his assistants, have made a laborious investigation; obtaining all of the information available from the present and former officials of the Department of Public Works, from the City Controller's Office, from the city investigator, Mr. P. J. McArdle, from the contractors involved and from the Engineering Department of the Pittsburgh Railways Company.

We have divided the report into sections lettered alphabetically, each corresponding to one of the contracts mentioned in the ordinance. Each section is complete in itself, so that if desired, each contract, may be considered separately.

In considering these contracts, we have tried to take into account the industrial conditions prevailing at the time, and to give full weight to the delays and inconveniences which could not be foreseen or avoided due to transportation, labor and material tie-ups. Investigation has been confined as strictly as possible to those phases of the contracts specifically enumerated in the ordinances.

PAYMENT FOR EXTRA WORK OF
SHALER STREET.

Contract for the grading, curbing and paving of Shaler street from Well street to McKnight street was let to the Thomas Cronin Company, October 29th, 1919. Work was begun February 12th, 1920, and was completed October 20th, 1920. The trial amount of the final payment was \$37,220.70, and on November 2nd, 1920, the contractor presented an extra bill which was forwarded to Council in the sum of \$16,243.69. The extra work claim on the paving of this street is thus shown to be 30 per cent of the total work done. We believe that such a percentage is very much in excess of what it should be; and points to the necessity of more careful, adequate planning of municipal improvements; an investigation of all of the conditions which might affect the execution of the contract, and provision as far as possible to meet all contingencies which may arise. While we realize the difficulties involved in carrying out municipal improvements in this manner, and realize further that unlooked for conditions always arise which involve unanticipated expenditures, we consider it incumbent upon the various bureaus of the Department of Public Works to co-operate in municipal improvements, to reduce the necessity of extra work and expenditure.

The extra claim of the Thomas Cronin Company is composed of four items:

- 1st. Rebuilding Sewer.
- 2nd. Extra labor in preparing sub-grade; due to breaking of water line.
- 3rd. Extra labor in preparing sub-grade due to sewer break.
- 4th. Extra cost of rehandling block, this cost being due to the sewer break. These four claims will be considered in order.

1st.

COST OF RECONSTRUCTING SEWER.

The original sewer in Shaler street was laid in 1901 by the Bureau of Construction. The contract plan of the sewer is plan No. 51, case 4, drawer 7 of this bureau's record. By ordinance of July 5th, 1918, a grade was established on Shaler street requiring cuts in places as deep as 7 feet. These cuts were necessary in order to obtain a uniform gradient of 14.2 per cent. The letting plans of the Bureau of Construction prepared in September, 1919, accession number A-2775, case 5, drawer 2; showed these cuts of seven feet as necessary to bring the street to the ordinance grade. The plans further showed the location of the sewer as built in 1901; but they fail to show in profile the relation of the existing sewer to the ordinance street grade. This was a serious omission; a careful comparison of the sewer records of 1901 with the established ordinance grade would have shown that the top of this terra cotta sewer would be within two feet of the established grade. Had such discovery been made, at the time of preparation of letting plans, the reconstruction of this portion of the sewer would have been incorporated in the original contract at a consequent saving in cost to the city. Had the contractor understood from the beginning that the sewer would require reconstruction; that he would have to take care of it during all periods of construction; and that he would be compelled to arrange his hauling to conform to sewer construction, it would have made considerable difference in the progress of his work. But the contractor began his work in total ignorance of the possibilities of sewer interference; and continued his excavations from McKnight street up the hill until the sewer broke under the street traffic on April 3rd. As soon as the contractor encountered the sewer, the Chief Engineer of the Bureau of Construction, Mr. Sprague, ordered a plan to be made for a new sewer on this

street, and a bid was obtained from the Cronin Company for this work. The sewer was laid 6 feet below the new grade of Shaler street. The contract was let without competition to the Cronin Company on March 22nd, at a price of \$9.50 per lin. ft. of sewer. Competition was impossible under the circumstances, as the Cronin Company was on the street and any other sewer contractor building the sewer would have delayed the improvement of the street. Sewer was completed on July 16th. Photographs No. 4736, 4759, 4760, 4772, 4788, 4796, 4797, 4808, 4822 and 4831 (Appendix 1) taken by the Bureau of Water show the nature of the material excavated during the construction of sewer and appurtenances and we give it as our opinion, based on these photographs that the price paid to the Cronin Company for this sewer construction was too high, even taking into consideration the time when the work was done. We consider that the Cronin Company would have been amply compensated for this work at a price of \$6.00 per lin. ft. However, as this contract was legally executed by the City and the contractor, we presume that the city must pay for this sewer at the contractor's price. We have checked the qualities under this sewer item, and believe them to be correct.

ORDERS FOR EXTRA WORK.

In the above respect; claim number 1 of the Cronin Company stands upon a different footing than any of the other claims, i.e., it is based upon a definite written contract.

Claims 2, 3 and 4 of the Cronin Company are based upon paragraph 18 of the Standard Articles of Agreement (Appendix 2). We call your attention to the fact that this paragraph requires a written order to validate the work done. No such orders were issued in this case, and we are informed that it has not been the custom of the Department to issue such orders. We consider such neglect a poor practice; and we would emphasize the importance of carrying out this provision of the contract to its full extent. As the contractor neglected to obtain such orders, the City might possibly avoid payment of these claims, but as the City through its representatives was fully cognizant of the work being done, it seems to us that the contractor's claims should be considered on their merits.

2ND—BREAK IN WATER PIPE.

The second claim for extra was caused by the refilling of sub-grade

which had been washed due to break in water line. According to the statements of the contractor which are confirmed by the Bureau of Water and the Bureau of Construction, a water pipe was uncovered during the excavation of this street. The water pipe is shown on photograph No. 4749 of the Bureau of Water. During the time that this excavation was going on there were heavy rain storms which loosened the bank, caused the water pipe to slide and open the joints, flooded the street, destroyed sub-grade which had previously been prepared by the Cronin Company. We believe that this extra cost to the City could have been avoided had there been the proper cooperation between the Bureau of Water and the Bureau of Construction.

An examination of the contract plans of the Bureau of Construction by the Bureau of Water would have shown that a relaying of water pipe would be necessary before the street grading could be completed. We can see no reason why this water pipe could not have been relaid during the fall and winter of 1919 and 1920; before the contractor began excavation. The expense of the excavation to increase depth would have been compensated for by the east with which the street excavation could have been made. We are informed by the Bureau of Water, that although the contract was awarded October 9th, 1919, they received no notice of award till February 14th, 1920; three days before construction began. This is extremely unfortunate as this period of 4 months would have enabled the Bureau of Water to care for pipe lines before work of grading was begun.

On February 20th, 1920, the excavation for the first time, exposed the water pipe and after excavation had been in progress one month, Mr. Lanpher of the Bureau of Water notified Mr. Golden of the Cronin Company of the danger to water pipes and of the necessity of supporting same during grading. Mr. Golden denied responsibility. (This denial was reiterated by Cronin). Rock was blasted under the water pipe in a manner endangering its stability. Paragraphs 105, 106 and 107 (Appendix 3) of specification clearly state the contractor's responsibility for structures encountered during construction.

As the water pipe began to leak on March 18th and it was vitally important to maintain water supply, the Bureau of Water maintained the pipes on the slipping bank; and on March

24th the Bureau of Water forwarded to Director Swan a bill showing expense incurred by them for this work, which Cronin should have done. On March 31st, the Bureau of Water began laying 8" screw line to take care of water supply; this was finished April 15th. On June 8th, the Bureau of Water began laying a new 12 inch line on this street, completing same on August 2nd. This pipe laying naturally held up the improvement of the street.

The water pipe break which produced the damage to the contractor occurred on the 8 inch line on June 17th; at the same point where it had Bureau of Water claim that the break was caused by the slipping of the bank due to the failure of the contractor to care for the pipe. The immediate cause was a heavy rain-storm of about 20 hours duration (raining at intervals); weather bureau records show 2.55 inches precipitation during 24 hour period.

We have considered the above facts, in order to determine the validity of the Cronin claim. We again call attention to paragraphs 105, 106 and 107 (Appendix 3), and while we believe that in this particular case, these provisions work a substantial injustice to the contractor, we cannot see how the plain statements of the contractor's obligation can be denied. He agrees to support and maintain pipes and services as long as the Director deems reasonable; the Director never by written or verbal order limited the time of the contractor's responsibility. It was, therefore, the duty of the contractor to support this pipe during all these intervening months; and he cannot claim damage caused by any failure of the water pipe. Especially is this true in the light of the warnings received from the Bureau of Water; and of the fact that excessive rainfall was a contributing factor. We, therefore, recommend that the Cronin claim of \$2,905.20 be disallowed.

3RD—SEWER BREAK.

Claim 3 is based upon the cost of refilling subgrade due to break in sewer. For statement of facts read Claim 1. The work under this claim was done from May 3rd to May 12th, after the sewer had broken; and before the contractor was authorized to reconstruct it. Under the circumstances, the contractor could not rebuild the sewer; nor take any steps to protect himself from storm damage; therefore, we do not see how paragraphs 105 to 107 could be ap-

plied. It is possible to make an exact check on the time involved in this item, but from the best data available, we check the contractor's claim. We, therefore, recommend the payment of claim No. 3, amounting to \$1,056 plus \$26.40 for compensation and liability and 15% for supervision and profit.

4TH—EXTRA COMPENSATION DUE TO EXTRA HAULING OF BLOCK STONE.

This extra is due to the fact that the sewer broke on Shaler street after the contractor had graded most of the street and after he had ordered his block stone shipped. The date of the break in the sewer was April 3rd. The block stone ordered for the upper section of the road began to arrive on April 9 and continued to arrive intermittently until May 26th. Owing to the steep grade of Shaler street, it was necessary to take this stone up to the top of the Duquesne incline and haul the stone down the hill to the place where it should be placed on Shaler street; uphill hauling of block would have been impractical. The time between April 3 and May 22nd was used by the Bureau of Construction in the preparation of a plan for a new sewer to take the place of the broken one; and in negotiation with Mr. Cronin as to the price at which he would build the new sewer. Consequently between those dates, the contractor was not justified nor authorized in doing anything with the broken sewer. It was not possible under the conditions existing to maintain traffic on the street. It was not possible for the contractor to stop shipment of the block as soon as he found the sewer broken. It was not possible for the contractor to divert block from Shaler street to his Liberty avenue contracts, as these were not yet ready to receive blocks, and the storage of block would have caused inconvenience to tenants and to traffic.

It was, therefore, necessary for the contractor to unload these blocks, and haul them to the top of Shaler street hill and to all them to remain there until after the sewer construction was completed and then to rehaul the blocks to the lower portion of Shaler street where they were needed.

It is our opinion, therefore, that he is entitled to extra compensation for this rehandling of the blocks.

But we think that the extra charge which he makes for such rehandling is exorbitant. The total charge including insurance and supervision for this item is \$2,694.28, for the loading of the blocks, and hauling of the same down hill an average distance of 700 feet, and unloading the same. This price amount to \$48.50 per 1000 blocks. Compare this price for loading blocks and hauling an average distance of 700 feet with the price which the O'Herron Company received for hauling blocks from Liberty avenue and 36th street to Preble avenue, North Side, a distance of 5½ miles. The O'Herron price was less than ½ of the Cronin figure. Or compare the price asked by the Cronin Company with the price which the O'Herron Company received for hauling blocks from Liberty avenue and 36th street to River avenue, North Side, a distance of 4½ miles. The O'Herron price for this work is about \$18 per 1000, or less than ½ of the price asked by the Cronin Company.

We believe that this extra bill is greatly in excess of what it actually should be. For example, Mr. Cronin has charged up a total number of 58 days for teams, showing that each team hauled an average of only 1000 blocks per day, an average distance of 700 feet. As further evidence of the fact that the time on this extra bill is greatly in excess of the time which should have been charged to the City, we show in tabular form a comparison of the time of laborers, foremen and teams charged up by the Cronin Company, and the total time of labor shown by the daily reports of Inspector Wiese; not only for hauling block, but for all other work. We have interviewed Inspector Wiese and we are assured by him that while there might be an occasional error in the number of laborers reported by him, he is ready to affirm that in general the number of laborers, foremen, and teams shown on his daily report represents the entire force of the Cronin Company on this work.

The inspector reports further that he had no intimation from Mr. Cronin that he expected to charge extra for this work. Therefore, he made no separate account of the time, labor or teams used in moving these blocks.

COMPARISON OF
INSPECTOR WIESE'S REPORTS OF
TOTAL FORCE ON WORK WITH
CRONIN BILL FOR HAUL-
ING BLOCKS.

Date	Laborers		Foremen		Teams	
	Cronin	Wiese	Cronin	Wiese	Cronin	Wiese
9-3-20	10	12	1	2	3	1
9-4-20	11	21	1	2	3	1
9-6-20	9	5	1	2	3	1
9-7-20	12	0	1	2	3	1
9-8-20	6	0	1	2	2	1
9-10-20	10	5	1	1	3	1
9-11-20	8	5	1	1	2	1
9-13-20	11	5	1	1	3	1
9-15-20	9	8	1	2	3	
9-17-20	12	10	1	1	3	2
9-18-20	6	7	1	1	2	2
9-21-20	10	16	1	1	3	3
9-22-20	9	12	1	2	3	3
9-24-20	11	16	1	2	3	4
9-25-20	6	16	1	2	2	4
9-27-20	5	16	1	2	2	4
10-7-20	7	0	1	0	2	0
10-8-20	7	3	1	1	2	0
10-9-20	12	6	1	1	3	2
10-11-20	10	4	1	1	3	2
10-12-20	10	12	1	2	3	2
10-13-20	7	11	1	2	2	0
TOTAL	198	190	22	33	58	36

In addition to the charges shown above, the Cronin Company claim pay for a water boy for all except one day of the above time. During this time, the Cronin Company were laying about 2400 square yards of Belgian block paving for which they received from the city under the contract over \$5,000. They had no more foremen on the job during the time when they were hauling this block than they had previous to the time of this block hauling or subsequent thereto. No extra foreman was engaged especially to supervise this block hauling. The water boy would have been just as necessary if there had been no block hauling done. We can, therefore, see no justice in the claim of the Cronin Company for foreman or water boy, and we consider the time of laborers and team is greatly in excess of the proper charge.

In connection with this matter, we have made time study of loading and hauling of blocks as done by contractors and by Pittsburgh Railways Company and as a result of the time study, we give it as our opinion that even under the unfavorable conditions of labor and hauling which existed at the time of construction on this street, we believe that \$25.00 per 1000 would represent the maximum additional cost to which the Cronin Company were placed due to the break in the sewer and the consequent necessity of another handling of blocks. This would make their extra bill amount to \$1,415, and we recommend that an offer of settlement be made on that basis.

SUMMARY.

Summarizing our report as to Shaler street, we would place in parallel columns the contractor's extra claim on each item, and our opinion of the amount to which he is entitled.

	Contract- or's Claim	Sum Re- com- mended
Sewer Construction (Contract Price) \$ 8,895.00	\$ 8,895.00	\$ 8,895.00
Damage due to broken water pipe	2,905.20	none
Damage due to Broken Sewer....	1,056.00	1,056.00
Extra Cost of block hauling.....	2,293.00	1,415.00
Insurance, etc.....	156.36	61.78
15% profit	938.13	370.65
	\$16,243.69	\$11,798.43

APPENDIX 2—SHALER STREET.

Articles of Agreement

Section 18.

It is further agreed that all claims for extra compensation over and above the amount agreed upon in this contract, on account of any alterations or changes, or for any extra work, shall be filed with the Director by the party of the second part with the original order for such alterations or changes or extra work attached thereto, within thirty (30) days after the completion of said alterations or changes, or extra work, and all claims for extra work, and all claims for extra compensation on account of such changes or alterations or for extra work which are not presented within thirty (30) days after the completion of the same, shall be

taken and deemed as waived and forfeited by the party of the second part, and it is further agreed that, in the absence of the above mentioned written order from the Director, it will be deemed, taken and treated as conclusive by all parties hereto, that no changes or alterations have been ordered or made, and that no extra work has been ordered or done.

APPENDIX 3—SHALER STREET.

Specifications.

105. All underground structures owned by the City of Pittsburgh, including street sewers, house sewer connection, or house laterals, water pipes, electrical conduits, and any other structures owned by the city which are encountered in carrying out the work under this contract, shall be protected from injury, supported in place and the service maintained by the contractor at his expense, until final disposition of the same has been determined. The Contractor's obligation to protect support and maintain any underground structure shall be limited to a period deemed reasonable by the Director; but where the said underground structure is to be rebuilt, relocated, or replaced under this contract then the contractor's obligation shall continue until the said sub-structure has been rebuilt, replaced, or relocated.

106. The house connections or service pipes which are owned by the property owners shall be protected supported, and the service maintained for such length of time as the Director may deem reasonable, and then shall be removed by the contractor at his expense and delivered to the owner in good condition.

107. Blasting shall be conducted so as not to endanger persons or property, and the contractor shall be held responsible for, and shall make good any damage caused thereby. He shall comply with all the laws and ordinances governing this class of work. Each blast before being fired shall be carefully covered with heavy timbers, mats or other materials to prevent stone from flying.

MATTERS IN CONNECTION WITH THE IMPROVEMENT OF CARSON STREET, WEST.

This work was done under three separate contracts awarded to the M. O'Herron Company as follows:

CONTRACT 1—from a point 1221 feet west of Point Bridge to a point 181 feet east of Point Bridge. Contract countersigned December 11, 1918.

CONTRACT 2—from a point 265 feet west of Steuben street to a point 1332 feet east of South Main street. Contract countersigned December 11, 1918.

CONTRACT 3—from a point 1332 feet east of South Main street to a point 1221 feet west of Point Bridge. Contract countersigned April 11, 1919.

GENERAL.

Work on these three contracts was carried on simultaneously, beginning March 3rd, 1919 and continuing until May 31st, 1920. The work consisted of grading, paving and curbing; the construction of plain and reinforced concrete retaining walls, and the construction of certain sewers and appurtenances. All of the quantities are in evidence on final estimate submitted to controller.

We have made a thorough inspection of all portions of this work, and report that there is every evidence that a good substantial workmanlike job was performed, in accordance with the standard specifications.

ALLEGATIONS OF BUREAU OF INVESTIGATION.

Under date of March 14th, 1921, the Bureau of investigation communicated to Council certain conditions with reference to this improvement of West Carson street; and we have especially investigated the improvement with reference to the allegations made in this complaint. We will consider them in the order given in this communication:

ALLEGATION NO. 1.

DeSota Street.

Concerns the improvement of DeSota street between Boquet and O'Hara street and is not included in the resolution of council authorizing our employment. We have, therefore, made no investigation of this matter.

ALLEGATION NO. 2.

Rail Heads.

Raises the question as to whether in the final estimate for the improvement of Carson street, that portion of the street area taken up by the rail head was included in the area for which payment was allowed. We have carefully checked over the calculations made by Mr. W. F. Schwerin and Mr. Wm. A. Fox of the Bureau of Construction from which the final estimate was made. We find that in general, the area of the rail head was

very properly deducted from the area of paving. However, in contract No. 2 through an error in calculation, we find that only half of the proper deduction was made. This was clearly a clerical error, such as would be liable to occur in such calculations. We would recommend that the contractor refund to the City the sum of \$1,622.25, being the contract price for 315 square yards of paving at the contract price of \$5.15 per square yard, being the amount overpaid due to this error.

ALLEGATION NO. 3.

Temporary Bridge.

Concerns the extra work order for the construction of a temporary bridge over Saw Mill Run, south of the right-of-way of Pan Handle R. R. We have investigated this question and have seen photographs of Carson street made by the Bureau of Construction during the progress of the work. We also have personal knowledge of the congestion in traffic conditions at this point during construction. The contractor under his contract was compelled to maintain traffic during construction; and the inspector agrees with the statement of the contractor that he was ready at all times to maintain such traffic, as far as possible. Shortly after the work was begun, it was found that the only method by which the contractor could maintain traffic along the street during the construction entailed much congestion, delay and inconvenience to those using the street; and in the interest of such users and in order to relieve the congestion, the Director of Public Works and the Chief of the Bureau of Construction exercised their discretion to the extent of providing a temporary diversion of traffic from Carson street at Saw Mill Run, thus accelerating the movement of traffic on the street. In doing this they ordered the contractor to do certain work amounting to \$4,586, compensating him therefor under his extra work bid of May 14, 1919, approved by Council. This bridge was used for about 12 months.

It seems to us that the action of the Director of Public Works in this matter was thoroughly within his powers, and in the interest of the public, that the matter was brought to the attention of Council at the time; and that if there was any objection on the part of Council to this extra work bid, it should have been voiced at that time. Furthermore, there is no doubt that the contractor

expended the money in good faith and performed the work under the terms of the contract. As far as we have been able to determine at this late date, we think that the price charged by the contractor was reasonable for the work done.

ALLEGATION NO. 4.

Difference in Estimates.

Calls attention to the great difference between the quantity of grading, concrete and lumber as shown in the preliminary estimate, and as shown in the final estimate. These will be considered in order.

A—GRADING.

We have checked over as far as it is possible to check the final estimate of grading by comparison of cross sections taken by the Bureau of Construction before the grading was begun, and the sections taken on the surface of the ground after the grading was completed. We find no discrepancies as in this estimate. It will be recalled that at the time when the preliminary estimate was made for the improvement of Carson street, there were many buildings which stood in the bed of Carson street. Under these buildings were cellars, pits and various structures which were inaccessible before the demolition of structures. Some of them were filled with rubbish which was unsuitable filling material and which the contractor had to remove before he filled the cellars with suitable material. Realizing the difficulties involved in the preliminary estimate work, we do not believe that the Engineers should be subject to criticism for the difference between the amount of grading estimated and the amount actually performed.

TRENCH EXCAVATION.

Trench excavations were also greatly in excess of the trench excavation figured in the preliminary estimate, but the writer's experience in construction in this neighborhood leads him to believe that it would have been quite difficult for the Bureau of Construction to determine in advance the depth to which it would be necessary to carry retaining walls. A portion of this increase is due to the increase in length of wall, reasons for which will be detailed under concrete. A portion of this excess quantity of trench excavation is due to a very wise move of the Bureau of Construction changing the type of some of these walls from plain concrete to reinforced concrete. Our examination

of work on the ground and of photographs during construction, leads us to the belief that the figures in the final estimate of trench excavation are correct.

DOUBLE PAYMENT OF FILLING.

There is one matter connected with the payment of grading on Carson street, however, in which we do not agree with the interpretation of the Bureau of Engineering. Under the contract, the contractor received payment for trench excavation as follows:

Contract No. 1—6009 cubic yards.
Contract No. 2—3668 cubic yards.
Contract No. 3—1252 cubic yards.

Total 10929 cubic yards.

Of this amount a portion was refilled back of the completed walls; but at least 7500 cubic yards were used in filling Carson street to a new grade; and the contractor received an additional payment of \$1.93 per cubic yard for such filling.

This contract was unusual in this respect; that the amount of filling required to make the grade exceeded the amount of excavation; and therefore the contractor was compensated for the amount of fill placed in the street. We have conferred on this matter with Chief Engineer Reppert, and he assures us that the practice followed in Carson street has been the general practice of the department in such cases, where embankment exceeds excavation.

We, nevertheless, express our opinion that this double payment is totally at variance with general engineering practice and is in direct contradiction with the terms of the contract and specifications.

The contractor first excavated the trenches for retaining walls; disposing of his material in the easiest and cheapest manner possible by filling it in the bed of Carson street. Paragraph 94 of the specifications (Appendix 4) prescribes the method of disposal; and paragraph 118 (Appendix 5) by implication confirms this method. Paragraph 123 of the specifications (Appendix 6) clearly makes the cost of this disposal a part of price bid for trench excavation. And anticipating the very condition which arose; paragraph 86, second clause (Appendix 7) clearly excepts from grading compensation such work as has been previously compensated for.

We take the further ground, that the double compensation for the performance of a single service is so unusual, unbusinesslike and unfair; that it should never be allowed unless the specifications clearly and distinctly so direct. But even if it be contended that paragraphs 94 and 118 do not apply to trench excavation and that the contractor could have removed this excavation to private property; thus compelling the City to pay him extra for refilling the street, the charge is not proper. The fact stands out, that he placed the trench excavation in the street, either by his own volition or in accordance with orders of the Director. It is further to be noted that page 2 of Articles of Agreement place the contractor subject to such orders as "may be issued by the Director during the progress of the work." It would certainly be the obvious duty of the Director to issue orders which would save the City the double cost of this grading. We therefore recommend the contractor refund the City for 7,500 cubic yards of grading at \$1.93 per cubic yard or \$14,475, which has been improperly paid him.

B—CONCRETE WALL.

In the earliest part of this report we have tried to describe the conditions of Carson street at the time of preparation of preliminary estimate, and the conditions which we have therein described would account in a measure for the discrepancy between the amount of concrete wall estimated and the amount of concrete wall actually constructed. An increase of 1,470 cubic yards in quantity of concrete masonry in front of Critchfield Steel Company was caused by order of Law Department a copy of which is attached as Appendix 8. An increase of 456 cubic yards of concrete was caused by the decision to build a new wall along Stewart property; as the result of unexpected failure of the old stone wall. We have inspected these walls on the ground as carefully as it is possible to do so, have examined many photographs and have obtained from the Assistant Engineers the measurements of walls as they were actually constructed. From the best knowledge obtainable, we believe that the quantity of concrete was constructed which was called for in the final estimate and that the payment to the contractor under this item was correct.

C—LUMBER LEFT IN PLACE.

Paragraphs 112, 568 and 569 (Appendix 9) clearly state that the lum-

ber which is to be paid for is the sheeting and bracing left in place by order of the director. The final estimate on the street actually pays for sheeting and bracing not left in place. The preliminary estimate on which bids were based gave a merely nominal figure of 5,000 feet B. M. for this sheeting. It was, of course, impossible to forecast what the conditions of excavation would be; and the necessity of leaving the sheeting and bracing in the trench excavation; but we believe that any proper consideration of the locations and cross-sections of the walls proposed would have placed this figure very much higher than the 5,000 feet board measure stated in preliminary estimate. If the amount of lumber left in place had been more accurately estimated it is possible that the City might have obtained a better unit price for the lumber. We have obtained from the Assistant Engineers in charge a complete report on the amount of lumber and the location of lumber used for various purposes; and report on the same in detail below:

LUMBER LEFT IN PLACE IN SEWER TRENCH.

The total amount stated in final estimates 2 and 3 is 41,300 feet B. M. While it is impossible under present circumstances to check this amount, we do not consider that this amount is exorbitant for a length of 2,600 feet. There is no evidence that the Director ordered any of the lumber left in place, but we believe that the condition of travel on the street, and the other conditions under which these sewers were laid necessitated as a matter of course that the lumber should be left in place. Under the circumstances, therefore, we recommend the payment of this item at the contract price of \$80.00 per thousand feet B. M.

MISCELLANEOUS LUMBER.

In addition to this lumber, there was paid for as lumber left in place the following items:

	Ft. B. M.
Pittsburgh Railways Car Barn.....	288
Extra depth of curb at Painters Hill	323
Monument box	98
Total	709

As this lumber was probably left in place and is a very small item, it should be allowed to the contractor.

SHEETING AND BRACING LEFT IN PLACE ON WALL CONSTRUCTION.

The following for the various walls were given to us by Assistant Engineer Fox.

Ft. B. M.

North Side, east of Lawrence Paint Works	7,725
North Side, west of Lawrence Paint Works	47,953
South Side, between Grain Elevator and Graham Nut Co.....	12,756
Point Bridge Wall	1,416
North Side, wall at Painters Mill	49,442
North Side, wall at Painters Mill	27,542
North Side, from Musk alley, eastwardly	25,576
South Side, between Main and Steuben	37,855
South Side, from Steuben street west to end of the improvement	26,028
Total	236,393

We have examined many photographs taken by the Bureau of Construction during the progress of this Carson street improvement. These photographs are very clear and distinct, and from the information obtainable from them we are sure that approximately the quantities mentioned in this tabular statement were placed during the construction of the wall, as contemplated by specification and contract. We believe, however, that a certain percentage of it was recoverable, in fact was actually recovered by the contractor. From the best information obtainable, we believe that the actual amount of lumber left in place could not have exceeded the following quantities:

Ft. B. M.

North Side, east of Lawrence Paint Works	7,725
North Side, west of Lawrence Paint Works	350,048
South Side, between Grain Elevator and Graham Nut Co.....	11,922
North Side, wall at Point Bridge	1,416
North Side, wall at Painters Mill	49,442
North Side, wall at Painters Mill	27,542
North Side, from Musk alley, eastwardly	25,576
South Side, between Main and Steuben street	37,876

South Side, from Steuben street,
west to end of improvement.. 23,536

Total219,684

Leaving at least 17,000 feet B. M. not left in place. The contractor should therefore refund to the City some portion of his contract price for this lumber which was recoverable.

In addition to the items mentioned above, there was paid to the contractor under the price of lumber left in place, the following items:

LUMBER FOR BOARDWALKS, ETC.
Ft. B. M.

Boardwalk, Point Bridge	4,369
1 Walk, Stoner & Thaw, Lower Bldg.	432
1 Runway for Oil Works	536
Boardwalk at Point Bridge approach	1,064
Boardwalk on Fill, Stoner & Thaw	420
Boardwalk in front of High School	672
Lumber in front of houses.....	5,413
Boardwalk west end High School	1,516
Lumber on ends of temporary bridge	712
Lumber on sidewalk between Main street and Musk way.....	440
Lumber on driveway at Carnegie Mill	2,300
Boardwalk at Crucible Mill over new pavement	740
Crossing at Painters Mill.....	1,344
Driveway at Crucible Mill.....	2,344
Total	22,302

It will be noted that all of the above lumber was used for temporary purposes and could not have been left in place without violation of the specifications. Presumably all of this lumber was removed, and became again the property of the contractor. It is unfortunate that the specifications do not provide a price for lumber used and later removed by the contractor. It is, of course, unfair to ask the contractor to furnish such lumber free of charge. It is equally unfair to charge the city with the full cost of this lumber which is capable of being roused perhaps several times. In this connection, we are informed by Mr. Fox, Assistant Engineer in charge of this work, that he followed the usual custom of charging as lumber left in place, all lumber which was used for any purpose at any point on the work;

whether it was removed or left in place. We consider that this is entirely against the spirit and intent of the specifications and contract and that the City is entitled to a rebate therefor. The figures given above are necessarily approximate. Before their final adoption, we would recommend, if you agree with us that the City is entitled to a refund from the contractor, that the contractor inspectors and engineers who were connected with this work, and who have recollection of the same, and who have access to the City's records, check over these figures; and an endeavor be made to obtain from the contractor a refund for lumber reused. We cannot see how the City's single use of lumber for trench and boardwalks for a comparatively short time as was done in this case, could have possibly injured the lumber to a greater extent than \$40.00 per 1,000 feet B. M. There may, however, be exception to this statement. Some of the lumber may have come out of the trench in such shape that it could not be reused, but the data on hand does not enable us to give an opinion on this subject. Nevertheless, we believe, that the City should receive a substantial reimbursement for at least 39,000 feet B. M. of lumber which the contractor should have recovered.

Any contention that the contractor did not recover the lumber does not answer our allegation. It is the contractor's duty to exercise the same care with the property of the city, as of his own property; and if the contractor through negligence allowed this lumber to be taken from the job, he should be held responsible therefor by the city.

ALLEGATION NO. 5.

DISPOSITION OF OLD BLOCK STONE.

The Bureau of Investigation alleges that the contractor did not dispose of block stone in the manner directed by the contract.

Statement was made by the contractor and confirmed by Mr. Richards, superintendent of the North Side Asphalt Plant, of the City of Pittsburgh, that he knows considerable numbers of the old block from West Carson street were delivered as per the contract; and that they were used by the Bureau of Highways and Sewers for various purposes. He cannot give even approximate figures. The further statement is made by Mr. Fox, Assistant Engineer, Bureau of Construction, that, after the contractor had hauled as many blocks

as possible over to the North Side, he hauled blocks to the Duquesne way wharf at Ninth street, where they were paved into a roadway on property owned by the City of Pittsburgh. We have inspected this wharf and find that there is evidence of recent paving with old block stone. Mr. Flinn, foreman of Bureau of Highways and Sewers, corroborates these statements as to the repaving of this wharf at this time. The further statement is made by Mr. Kissané of the O'Herron Company, that when there was no other place to deliver the stone, he was instructed by the Bureau of Highways and Sewers to deliver them along the Monongahela wharf near the foot of Ferry street and that he did so. He has no knowledge of what happened to them after delivery at this point, nor have we been able to find out anything with reference to their disposition.

We have investigated the statement made by the Bureau of Investigation, that these stones may have been re-clipped and used in the paving of Cowan and Gray streets on Mt. Washington during the same year by the O'Herron Company, who also had the contract for Carson street. We have carefully examined these streets and find them paved in a first-class manner, and we are sure that these stones were not the stones which we recollect as having been in Carson street before the improvement. We give it as our unqualified opinion that all of the stone used in Cowan and Gray streets are new block stone.

The further statement is made to us by the contractor and inspectors that in order to facilitate the work on the improvement of this street it was necessary in places to fill over the old paving; and we believe that no substantial loss was incurred by the city by reason of this loss of block. We have a distinct recollection of the old stone in Carson street and would state that in our opinion it was not generally a suitable stone for re-clipping. In this connection also it is well to remember that all of the stone within the track area was taken by the Pittsburgh Railways and hauled to its yards, probably being crushed for ballast.

In this entire matter of use of old block stone, the practice of the Department does not seem to have been thoroughly systematized. It is true that the value of old block stone has only recently been appreciated. The Pittsburgh Railways were probably pioneers in the re-clipping of block

stone, and only during the last few years has there been any systematic utilization of old blocks. Now that their value is more generally appreciated, it would seem that the various bureaus of the Department of Public Works should co-operate in the city's interests to thoroughly conserve the blocks. The street inspectors seem to consider that their duty is completed when the blocks are loaded on wagons or trucks consigned to the delivery point. The superintendent of asphalt or storage plant, under the Bureau of Highways and Sewers have apparently no instructions to account for the blocks delivered to them. It seems to us that a simple system of cards or tickets could be installed by which some one in the Department of Public Works could check up and determine that every load of stone recovered from the street is properly delivered to the point called for in the specification. Such a system might save the city considerable money.

CONCLUSION.

Our conclusions, therefore, with reference to West Carson street are as follows:

1st: A reimbursement by the contractor to the amount of \$1,622.25 is due, due to clerical error in the final estimate of the amount of paving deducted for rail heads.

2nd: The city was justified in paying to the contractor for the temporary bridge used to maintain traffic around Carson street over Saw Mill Run.

3rd: The contractor should reimburse the city in the sum of \$14.475 for payment for grading, to which he was not entitled under the contract.

4th: The contractor should reimburse the city to the extent of at least \$1,600 being for payment which he received for lumber left in place which he actually removed, or should have removed before completion of the work.

5th: The contractor was not guilty of negligence in the disposal of old block stone.

6th: None of this old block stone was re-clipped and used in the paving of Cowan and Gray streets, South Side.

7th: The Department of Public Works should arrange a proper system for checking deliveries of old block stone to points mentioned in the specifications; and should prescribe the contractors responsibilities for such delivery

APPENDIX 4—WEST CARSON
STREET.

Specifications.

94. The materials, removed from excavations, that are satisfactory to the director and which conform to the following requirements, shall be used to make the embankments. Where the quantity of acceptable material removed from the excavation is insufficient to make the embankments, such additional acceptable material as is necessary to complete the work shall be furnished by the contractor.

Materials for embankment whether removed from excavations under this contract or furnished by the contractor where the embankment is in excess, shall in all cases be subject to the approval of the director and shall be good earth, clay, sand, gravel, soft shale, granulated slag, or other acceptable material, free from all foreign or perishable matter, such as sticks, tin cans, rubbish, ashes, etc. The use of cinders for filling shall not be permitted.

Stones, broken rock or shale may be placed in the embankment, but only in a limited quantity and subject at all times to the approval of the director. Such material shall not exceed six (6") inches in their largest dimensions and shall be well mixed with earth or other loose fill.

APPENDIX 5—WEST CARSON
STREET.

Specifications.

118. Surplus excavation removed from trenches and not required or acceptable for embankment shall be removed and disposed of by the contractor at his own expense, in accordance with the provisions of the specifications for "grading."

APPENDIX 6—WEST CARSON
STREET.

Specifications.

123. The price bid for trench excavation shall be per cubic yard of excavation without classification of materials, measured as hereinbefore specified, and the compensation per cubic yard shall include the furnishing of materials, tools and labor, all excavation, back-filling, hauling, disposal of surplus, pumping and baling, sheeting, bracing and shoring, cleaning up, and any other work incidental to or necessary for the completion of the work in accordance with the contract plans, the specifications and the contract.

APPENDIX 7—WEST CARSON
STREET.

Specifications.

86-B. All excavation and embankment required for the execution of work under this contract shall be done in accordance with these specifications, and the compensation for the same shall be included in the price bid per cubic yard for "grading," except when the cost of such excavation and embankment is included in the price bid for another item of work.

APPENDIX 8—WEST CARSON
STREET.

DEPARTMENT OF LAW.

C. A. O'Brien, City Solicitor.

June 3, 1919.

In re: Grading, paving and curbing and change of grade of West Carson street as widened.

Mr. N. S. Sprague, Chief Engineer,

Bureau of Engineering,

Pittsburgh, Pa.

Dear Sir:

It appears that the Crucible Steel Company in presenting their claim before the Board of Viewers, upon objection of H. M. Irons, Esq., attorney, representing the city, the cost of building a wall to maintain the street through their premises was excluded by the viewers from their claim of damages, the city taking the position that it was bound to build the wall within the street lines, maintaining the street at the grade established by the ordinances.

The cost of retaining walls necessary through the property owned by the Crucible Steel Company along the street line, not being included or presented in the damages by the steel company before the Board of Viewers, the city will be obliged to construct the wall within the street lines at the cost of the city.

You will have to arrange with the contractor to build this wall under the supervision of the city, and the cost of the same will have to be included within the contract for the construction work.

Respectfully yours,

(Signed) CHARLES A. O'BRIEN,

City Solicitor.

APPENDIX 9—WEST CARSON
STREET.

Specifications.

112. The contractor shall, where necessary or where ordered by the director, properly sheet, brace and shore the trenches with lumber of suitable dimensions. The compensation for furnishing all materials, placing and removing all sheeting, bracing and shoring shall be included in the price bid per cubic yard for trench excavation. No additional compensation shall be made for excavation beyond the lines of the required excavation where such excavation is made for the purpose of placing sheeting, bracing, or shoring. All sheeting, bracing or shoring shall be withdrawn or removed unless otherwise permitted by the director. No payment shall be made when the contractor elects to leave the sheeting, bracing or shoring in place or when he is unable, for any reason, to remove the same.

Where ordered in writing by the director, the sheeting, bracing or shoring shall be left in place, in which case payment for the materials so left in place shall be made at the fixed price of Twenty (\$20.00) Dollars per thousand feet board measure (M. Ft. B. M.) as provided in the specifications for "Sheeting and Bracing left in Place on Written Order of the Director," Sections 568 and 569.

568. Under this item, the contractor shall receive payment for all sheeting, bracing and shoring left in place on the written order of the director for the protection of any sub-surface structures.

569. The quantity of sheeting, bracing and shoring to be paid for under this item shall be the actual quantity of lumber actually left in place by written order of the director. The compensation for sheeting, bracing and shoring left in place on the written order of the director shall be Twenty *(\$20.00) Dollars per thousand (1,000) feet board measure (M. Ft. B. M.)

*Note: This price in the printed specification is superceded in this particular contract by the price of \$80.00 per 1,000 feet bid for lumber left in place.

C—WOODVILLE AVENUE AND
WARRINGTON AVENUE.

Woodville Avenue From Independence
Street to Banksville Avenue.

GENERAL.

This work was done by the Thomas Cronin Company under contract coun-

tersigned August 18th, 1920. It consisted of the construction of retaining walls, paving between cartracks with a vitrified brick paving, and the paving of the shoulders of the street with an asphalt paving on concrete foundation, according to the usual city specifications. The work was begun September 10th, 1920, and certified as completed on January 12th, 1921.

FILLING.

The letting plans for this work show that there were fills to be made along portions of the street up to five feet in depth. It appears from the statements of Inspector Wiese, Assistant Chief Engineer Reed and others that these fills were not rolled in layers as called for in paragraphs 97, 98 and 99 of the specifications (Appendix 10).

Mr. Reed explained that the contractor had a roller on the ground ready to use, but that the filling was so soft, due to weather conditions that rolling was not practical; therefore, the concrete mixer was run over the filled surface, just before the concreting was begun. The contractor alleges that, foreseeing the unsuitable weather for filling, rolling and concreting this street, he sought to postpone the work till spring; but Councilmen insisted to the director that the traffic conditions demanded the completion of the street in winter weather.

SETTLEMENT OF SURFACE.

At any rate, the present street surface shows that there has been an inadequate compacting of the sub-grade. Although the street has been completed only eight months, there are many settlements, especially in the asphalt surface. Our first examination of this street was made on May 25th, when we carefully examined the street and counted the number of holes within the different areas. A second examination of the street was made on June 28th; and we have made three inspections since this last date. There is evidence, from a comparison of the results of these examinations that settlement of the street is progressive.

This street is a very much travelled thoroughfare, and it is probable that with the repaving and improvement of Independence street and its connection with Main street and West Carson street by a good paving, the travel will increase. We think that within a period of a year settlement of the surface of this street both

within the trolley tracks and outside of it, is probable to such an extent as to require a complete resurfacing of the larger portion of the street area.

CONCRETE FOUNDATION.

In July of this year the contractor under orders of the Bureau of Construction began to repair the settlements by removing the asphalt surface. An examination of the concrete base thus exposed showed that the concrete had not set up. This condition was not occasional, but is the general condition over an exposed area of about 1,000 square yards. The failure of the foundation to set up might be caused by one of three reasons:

- 1st: A less proportion of cement than called for by the specifications.
- 2nd: Freezing of concrete laid in cold weather.
- 3rd: Impurities in sand or gravel.

ANALYSIS OF CEMENT.

In considering the first condition, the writer in connection with the contractor, Mr. Reppert, and Mr. Reed, obtained samples of concrete and submitted them to Pittsburgh Testing Laboratory for analysis and report; copy of their report is attached hereto as Appendix 11. Consideration of the results of these tests leads us to believe that even in the poorest sample, there was sufficient cement present to set the concrete; while the average of samples is so close to the specifications as to practically accord therewith.

CONTRACTOR'S RESPONSIBILITY.

The poor character of the concrete may be due to its having frozen before setting up. If this is the case we believe that, under the specifications (Article 39, attached hereto as Appendix 12), the contractor cannot be relieved of his responsibility to tear up the old foundation, replace same with good concrete, resurface the street with asphalt and relay any brick paving which has settled. The fact that the city's inspector may not have properly directed the protection of concrete, cannot relieve the contractor of his responsibility.

WEATHER CONDITIONS.

It cannot even be alleged that the weather conditions of last winter were so unusually severe as to introduce any element of surprise to the contractor. Appendix 13, attached hereto, is the Government weather

report for the period during which concrete was laid (according to inspector's report); and we give it as our opinion that it is easily possible to protect newly laid concrete at these temperatures.

The poor character of the concrete may be due to impure sand; and if this is the case, the entire responsibility is still with the contractor. See Section 37 of the Specifications (Appendix 14 herewith).

CAUSE OF FAILURE.

It is very difficult, if not impossible, for anyone to tell with absolute certainty at this date, which of the three causes was responsible for this failure of concrete base; but whatever the cause of failure, we believe that, under the specifications, the entire responsibility should be borne by the contractor. The main question involved with reference to this street, in our opinion, is this, does the bond filed by the contractor guarantee that the city will have during the next five years, without additional expense, a first-class travelable street? Can the contractor deny the obligation of his bond to maintain the street for five years by alleging that he was compelled by the Department of Public Works to improve the street in unsuitable weather? We think that an opinion on this matter should be obtained from the Law Department, before any further payments are made to the contractor.

We have checked the quantity and prices given in final estimate under the following items and agree that these items are correct. The other items in the final estimate are not capable of review at this time.

Item 4—Asphalt pavement; 5,568.9 sq. yds. at \$4.10=\$22,832.49.

Item 5—Concrete curb; 4,623.5 feet at \$1.50=\$6,935.25.

Item 6—Radius curb; 99.5 feet at \$2.00=\$199.00.

Item 9—Catch basins; 11 feet at \$100.00=\$1,100.00.

Item 13—Standard fence; 244.8 feet at \$7.00=\$1,713.60.

Extra—Vitrified brick paving; 2,347.6 sq. yds. at \$6.00; and bridge and extra lumber, \$5,592.00=\$19,677.60.

TEMPORARY BRIDGE.

As to the item of \$1,592.00 for extra work in connection with the construction of a temporary bridge over Saw Mill Run on the line of McKnight street, under contract dated October 8, 1920, we would report as follows:

This bridge was undoubtedly necessary in order to maintain traffic during the construction of the work. It is regrettable, however, that the necessity of this bridge did not occur to the engineering department at the time the original letting plans were being prepared. It would then have been possible to have made the construction of this bridge a matter of competitive bidding, instead of compelling the city to accept the bid of Thomas Cronin Company, without competition. The original bid for this work was \$4,350.00, together with a price of \$300 per thousand feet board measure for furnishing and placing extra lumber under water for the cribbing of the bridge. We consider that, in spite of the conditions at the time of this work, the price of \$300 per thousand feet board measure was excessive. We have had access to the original measurements made by Inspector Gray on this cribbing, and have checked over these measurements upon the ground by laborious digging and find that they are substantially correct. We recommend, therefore, that this bill for extra work amounting to \$1,592.00, should be paid.

WARRINGTON AVENUE.

We have inspected this street and call attention to the following repairs required: Approximately 450 feet south of the overhead crossing of the Pittsburgh Railways Company. This settlement extends for a length of about 125 feet, from the center of street to the north curb line, and has in our opinion developed a condition which may produce accident. Smaller settlements have occurred on both shoulders at Laverne street, on the south shoulder from Boggston to the overhead bridge of the Pittsburgh Railways; on the south shoulder at Boggs avenue and at Quay avenue; and at some points between the overhead bridge of Pittsburgh Railways Company and Boggs avenue. A sidewalk settlement has occurred on the south side of Warrington avenue bridge.

We understand that the contractor acknowledges his responsibility for these repairs. We recommend, therefore, that the Bureau of Construction direct the contractor to make repairs before the beginning of winter. Even after these repairs are made, the street will not have the even, travelable surface contemplated by the specifications.

SUMMARY.

Summarizing our report in Woodville and Warrington avenue, we recommend:

1st: That no further payments be made to the contractor until you are assured by the Law Department that the contractor's bond furnishes ample surety that the cost of the future repairs that will be necessary will not entail expense to the city.

2nd: The two extra items, i. e., paving in tracks of Pittsburgh Railways Company and temporary bridge are proper charges against the city; and subject to recommendation one, should be paid.

3rd: All other charges capable of being checked are correct as billed.

4th: Settlement of Warrington avenue should be repaired by the contractor as soon as possible.

APPENDIX 10—WOODVILLE AND WARRINGTON AVENUES.

Specifications.

97. The embankments shall be started at the low points and carried up uniformly over a large area. The embankments shall be constructed so as to conform, after settling and trimming, to the lines and grades shown on the contract plans and as ordered in the field by the director. The embankments shall in all cases be carried sufficiently above the established sub-grades to allow for shrinkage, compression and settlement, and the pavement shall not be laid thereon for such length of time as the director may order. When the embankments are not constructed in horizontal layers (in accordance with the requirements of Section 98) the pavement thereon shall not be laid for at least four (4) months, or for a longer period if the director so orders. When fills are made in winter, ice or frozen ground shall not be placed or covered up in the embankment.

98. When embankments are required upon the contract plans to be constructed in horizontal layers, the work shall conform to the foregoing requirements of Section 97, and to the following requirements:

The embankment beginning at the low points shall be brought up uniformly in horizontal layers from six (6") to eight (8") inches in thickness and thoroughly consolidated to the satisfaction of the director with a roller weighing not less than ten (10) tons. Where the use of the roller is impracticable the layers shall

be thoroughly consolidated with iron rammers.

99. The proper cross section of the street must be preserved while the work is in progress and upon its completion must have a firm and unyielding surface parallel to the proposed pavement. Before beginning the laying of the pavement the embankment shall be trimmed to the proper sub-grade and thoroughly compressed, to the satisfaction of the director with a roller weighing at least ten (10) tons. After the embankment has been brought to the proper sub-grade, the contractor shall not be permitted to do any unnecessary hauling thereon and shall be responsible for the proper maintenance of the completed sub-grade. Should any ruts, holes or soft spots occur in the embankments, the contractor shall, at his own expense, re-fill and thoroughly ram the same to the satisfaction of the director.

APPENDIX 11—WOODVILLE AND WARRINGTON AVENUES. PITTSBURGH TESTING LABORATORY.

Test on CONCRETE Submitted by
Mr. C. M. Reppert, Chief Engineer,
Department of Public Works,
Pittsburgh, Pa.

Proportion, by volume, of cement calculated from analysis to sand (material passing $\frac{1}{4}$ -inch mesh) and gravel (material retained on $\frac{1}{4}$ -inch mesh).

—Parts by volume—
Cement. Sand. Gravel.

Sample 1—N. Side 30' west of Shaler street	1.0	3.2	4.7
Sample 2—S. Side Opposite Shaler street	1.0	5.2	6.9
Sample 3—S. Side 30' west of Shaler street	1.0	3.2	3.8
Sample 4—S. Side 300' east of Shaler street	1.0	4.2	7.9
Sample 5—S. Side 300' west of Banksville Ave....	1.0	3.4	4.7
Average—1 Cement, 3.8 sand, 5.6 gravel or 1 Cement, 9.4 aggregate.			

APPENDIX 12—WOODVILLE AND WARRINGTON AVENUES. Specifications.

39. In no case shall materials containing frost be used in mixing concrete, and concrete shall not be placed

on a frozen or frosted foundation. Concrete masonry shall not be placed when the temperature is at or below thirty-two (32°) degrees F., and shall not be placed in winter weather when the temperature is above thirty-two (32°) degrees and falling, except by the express permission of the director. When so permitted, the contractor shall provide suitable means for heating the materials and for protecting the work. Concrete placed under these conditions and found damaged by the effect of frost, shall be removed and replaced by the contractor at his own expense even though permission to do such work had, at that time, been granted by the director.

APPENDIX 13—WOODVILLE AND WARRINGTON AVENUES.

Extract from Government Weather Report, showing prevailing temperatures during concreting of Woodville avenue.

	Max.Temp.	Ave.	Min.Temp.
Nov. 20.....	60°	54°	48°
Nov. 21.....	62°	55°	48°
Nov. 22.....	60°	51°	42°
Nov. 23.....	42°	39°	36°
Nov. 24.....	42°	40°	39°
Nov. 25.....	42°	40°	39°
Nov. 26.....	40°	38°	36°
Nov. 27.....	42°	40°	38°
Nov. 28.....	45°	42°	40°
Nov. 29.....	48°	43°	38°
Nov. 30.....	47°	42°	36°
Dec. 1.....	47°	42°	37°
Dec. 2.....	42°	40°	37°
Dec. 3.....	57°	46°	36°
Dec. 4.....	61°	56°	51°
Dec. 5.....	52°	44°	37°
Dec. 6.....	37°	36°	35°
Dec. 7.....	40°	35°	30°
Dec. 8.....	42°	34°	27°
Dec. 9.....	44°	36°	28°
Dec. 10.....	40°	36°	32°
Dec. 11.....	40°	38°	35°
Dec. 12.....	54°	44°	34°
Dec. 13.....	60°	54°	47°
Dec. 14.....	57°	50°	42°
Dec. 15.....	42°	36°	29°
Dec. 16.....	31°	29°	27°
Dec. 17.....	31°	28°	26°
Dec. 18.....	28°	26°	24°
Dec. 19.....	27°	24°	21°
Dec. 20.....	28°	24°	20°
Dec. 21.....	39°	29°	19°
Dec. 22.....	49°	42°	35°

Dec. 23.....	52°	40°	28°
Dec. 24.....	29°	25°	21°
Dec. 25.....	25°	20°	15°
Dec. 26.....	36°	30°	23°
Dec. 27.....	42°	35°	28°
Dec. 28.....	28°	22°	15°
Dec. 29.....	35°	26°	18°
Dec. 30.....	48°	40°	33°
Dec. 31.....	44°	38°	32°
Jan. 1.....	59°	50°	41°

APPENDIX 14—WOODVILLE AND WARRINGTON AVENUES.

Specifications.

37. All concrete masonry shall be completed in a manner satisfactory to the director, and any concrete that fails to set up properly and becomes damaged before the final acceptance of the work shall be repaired in accordance with the instructions of the director, even to the extent of removing and replacing the concrete.

D—RECLIPPED BLOCK STONE RE-PAVING OF LIBERTY AVENUE (Three Separate Contracts) AND MAIN STREET.

This portion of the work consisted of the paving of car track area, with block stone paving, the specifications calling for the use of new block stone; but portions of the areas were paved with old block stone reclipped.

GENERAL.

We have made a thorough investigation of the reclipped block contracts going over each street area with the city inspectors and engineers, obtaining information from residents, obtaining data from the M. O'Herron Company and from the Pittsburgh Railways Company. This investigation has been extremely tedious and difficult; the data has been so meagre that we submit results with the qualification that we have merely done the best that can be done under the circumstances. Unfortunately, Mr. Harry Cronin of the Thomas Cronin Company, acting on advice of his attorney, has withheld co-operation previously promised us, with reference to his contracts.

Our investigation has been confined to the three following questions:

First: Was the director of Public Works justified in substituting reclipped blocks for the new blocks specified?

Second: What was the amount of the reclipped blocks substituted for new blocks?

Third: What restitution, if any, should the contractor make to the City of Pittsburgh for the substitution of reclipped blocks for new blocks?

DIRECTOR'S JUSTIFICATION.

We have read the testimony before Council of the contractors and of department officials as to the freight traffic conditions at the time of the execution of these contracts. We had similar experiences in the execution of work for our clients during this same period of time. These freight conditions were simply unavoidable and tied up the contractor's work in a manner which he could not foresee or prevent. We have consulted with the contractors on these jobs as to the preparations they made for obtaining prompt block shipments immediately after award of contract; we have seen letters sent by them ordering blocks and replies acknowledging receipt of orders, and promising prompt delivery. This delivery could not be obtained owing to railroad conditions.

We have followed the progress of the paving of each street and the delivery of material, from inspector's reports and from freight bills supplemented by our own knowledge and by the knowledge of residents, and in each case, except the paving of Liberty avenue from Winebiddle to Center avenue, the contractor had carloads of block piled on the street before he began to tear up the old paving. In the case of Liberty avenue from Stanwix to Eleventh street, it was necessary to interfere as little as possible with the traffic of this important thoroughfare. The contractor before beginning excavation had carloads of block piled on the north sidewalk of Liberty avenue, and during the entire paving of the north track managed to keep his block shipments in advance of his work, and for this purpose purchased block from the Pittsburgh Railways Company to substitute for block delayed in transit. Had he attempted to pile more block on this street in advance of the beginning of the work the residents would have very properly protested against the interference with their business. We have convincing evidence that the contractors on Liberty avenue, Main to Forfar, and on Main street, Penn to Liberty, sought to obtain and pile new blocks on each of these streets in a suffi-

cient amount to be amply in advance of construction and that in the early stages of the work they succeeded in so doing. We have no such evidence that the contractor on Liberty avenue from Winebiddle to Center avenue obtained new block for this work. These facts are given in detail; as we believe, in fairness to the contractors involved, it is our duty to present all the evidence tending to show the intentions of the contractors to fulfill their contracts.

The freight congestion came suddenly upon these contractors; the traffic on busy streets was tied up; the contractors and the director used every effort possible to expedite delivery of block stone. There was only one course to pursue; and we believe that the director was justified in ordering the use of reclipped block instead of new block; thus greatly expediting the progress of the repaving program.

AMOUNTS OF RECLIPPED BLOCK USED.

It is impossible in some cases to tell the difference between new and reclipped block by their appearance in the completed street. We have investigated all available sources of information, and as nearly as we can ascertain, we believe, the quantity of reclipped block used in each street is as follows:

	Sq.yds.
Liberty avenue, Stanwix to Eleventh street	720
Liberty avenue, Main to Forfar street. Main street, Liberty avenue to Penn avenue	3,034
Liberty avenue, Winebiddle to Centre avenue	2,982
Total	6,736

The quantity given for Liberty avenue from Winebiddle to Centre avenue is possibly the least reliable; the best evidence of the quantity of new block used would be the way bills showing shipment, and driver's reports, showing delivery. This information has been withheld from us by the Cronin Company. There is no city record of block; the inspector's statements are very vague and unsatisfactory; and we may be in error owing to the little information available.

REIMBURSEMENT DUE TO CITY.

In our opinion the director should have made a substantial deduction in the contractor's estimates.

The following facts are admitted. Section 16 (Appendix 15) authorizes the director to change the contract by substituting reclipped block for new block. Such change is to be made by written order describing the price to be paid in each case. The director neglected to issue such written order, but ordered the change verbally. The contractors allege that this verbal order had the same legal effect as a written order; this opinion is disputed by Assistant City Solicitor T. M. Benner, who in a letter to Mayor Babcock, on April 21st, writes as follows:

"The contractors can get no benefits out of the merely verbal order, therefore the contractors should reimburse the city for the excess profit made by them by reason of the change from new block stones to reclipped block stones as set forth in the detail statement of the same." For the purpose of our report we are adopting the opinion of Assistant City Solicitor as to the value of the verbal order.

How should the amount of the reimbursement be calculated? We disagree with all of the reports so far submitted, with reference to the proper basis of calculation for such reimbursement. All of these reports have followed the idea of the assistant city solicitor that the reimbursement should be based on the extra profit made by reason of the substitution. It seems to us that the proper basis of reimbursement is the value of the completed work to the City of Pittsburgh as it was specified, as compared with the value of the job as actually completed by the contractor. Suppose the director had not issued any written order and that the variation from the specifications had been the wilful, deliberate attempt of the contractor to violate the specifications. There is no doubt that under these conditions, the city could demand the removal of all the work done in violation of the specifications; or in accepting the work done in violation of the specifications the city could place a price based upon the value of the work to it; as compared with the value of the work contracted for.

To adopt the views which have been proposed would simply be an encouragement to contractors to violate specifications, as no real loss could result to them from such violation. If the violation be not discovered, the contractor gains an excess profit while the maximum penalty which could be visited upon the con-

tractor in the event of discovery of violation would be the appropriation of such profits as may have been unjustly obtained. In other words, the contractor would be privileged to play the game, "Heads, I win; tails, I can't lose."

It seems to us that there can be no compromise here. Either the contractors were justified in their substitution in obedience to the verbal order of the director; or else they owe the city the difference between the value of the work performed and the value of the work contracted for. What is this difference in value?

It was contended by the contractors and by the director that a reclicked block paving properly bedded, paved and grouted is just as good and will last as long as a paving laid with new block; providing the depth of blocks conforms to the specifications. The old blocks which were reclicked and used for the streets under consideration were larger in all respects than the present specifications require; and after reclicking were still as deep as the specifications require.

We have carefully examined all of the streets and report that the block paving is all in first-class condition, except that on the south track on Liberty avenue at some points between Stanwix and Eleventh streets, some of the paving is one inch below proper grade. We ascribe this defect to the trouble experienced in keeping vehicles from trespassing on the newly laid block; this defect can be remedied at slight expense. Otherwise we believe that these streets present a wearing surface equal to new block, and will in all probability last as long as if paved with new block.

Nevertheless, the city suffered a financial loss. The contract contemplated that, at the conclusion of the work, the city would have without expense approximately 187,000 old blocks which could have been converted into block stone which according to the contractor's statements could have been paved into approximately 6,700 square yards of block paving equal in every respect to new paving. As a matter of fact, the city did not receive these blocks. The city therefore lost in value the cost of new blocks piled on the street, less the cost of reclicking the old block, and the cost of hauling the block from the yard to the street and the cost of piling the block.

We tabulate this loss as follows:

Cost of reclicking; per sq. yd. of finished paving\$1.08

Cost of loading, piling and hauling (4½ miles); per sq. yd. of finished paving68

Total expense\$1.68

Value of new block hauled and piled; per sq. yd. per finished paving\$3.08

Less above expense 1.68

City's loss\$1.40

And the above conclusion is only slightly modified if it be contended that a finished reclicked paving is not as good as if new block were used. In such case the city's loss would be made up of two items. Item one: The above direct loss due to the appropriation by the contractor of the block which he should have delivered to the city; and item two: The difference in value between a finished pavement of reclicked block and new block. And whatever value is placed on item two necessarily reduces item one to a practically corresponding amount. We believe that our figure of \$1.40 per square yard represents under all conditions a fair measure of reimbursement.

CONCLUSIONS.

Our conclusions, therefore, are as follows:

The director was justified in view of the serious traffic conditions which otherwise would have prevailed in substituting reclicked block for new block. He neglected, however, to issue the proper written orders, and, in the opinion of the city's law department, the verbal orders were of no effect.

Under this condition we find that the contractors should reimburse the city in the following amounts:

Thomas Cronin Co., Liberty Ave., Stanwix St. to Eleventh St., 720 sq. yds. at \$1.40...\$1,008.00

Thomas Cronin Co., Liberty Ave., Winebiddle St. to Center Ave., 2,982 sq. yds. at \$1.40 4,174.80

M. O'Herron Co., Liberty Ave., Main St. to Forfar St.; Main St., Penn Ave. to Liberty Ave., 3,034 sq. yds., at \$1.40 4,247.60

Total, 6,736 sq. yds. at \$1.40...\$9,430.40

APPENDIX 15—LIBERTY AVE. AND MAIN STREET.

Articles of Agreement. Part 2.

16. It is further agreed that the director shall have and is hereby

given the right and power to increase or diminish the quantities of work contemplated in this contract without affecting the unit prices, make any alterations or changes in the alignment or grade, or any alterations or changes in the arrangement of plans of the work or the details of the same, or any alterations or changes, either in the quantity or quality of the work or materials required by the plans or specifications that he may deem necessary or advisable, but in case of such changes or alterations, the same shall be ordered by the director in writing and the additions to or deductions from the contract price, if any, on account of said alterations or changes, shall be set forth in the order.

E.

MATTERS IN CONNECTION WITH
THE REPAVING CONTRACT
FOR RIVER AVENUE.

This work was done under contract with the M. O'Herron Company, countersigned March 29th, 1920. It consisted of the repaving with reclipped block of River avenue from Pindam street to Herr's Island bridge approach. The contract also called for the re-cutting and re-setting of curb; the construction of catch basins, and other work incidental to the repaving. Work was commenced April 5th, 1921, and was completed on July 30th, 1921.

We have examined this street frequently in company with the city investigators, the city engineers and inspectors with specific regard to the allegations made by City Investigator McArdle in communication to council under date of February 2nd, 1921.

QUANTITY OF STONE RECUT AND
RESET.

In the proposal for this work the price of 75 cents per foot is bid for sandstone curb recut and reset. Paragraphs 431 to 436 of specifications (attached hereto as Appendix 16) clearly describe the work as contemplated under the contract. The final estimate states for this item, 2,680 3-10 feet of sandstone curb reset at 75 cents per foot. It is admitted by the assistant engineers that the quantity of curb recut and reset did not exceed 1,000 feet. In addition to this there was reset but not recut, according to the engineer's measurement, 1,680 feet of curb. They have included in these items the resetting three times of 414 feet of curb nearly opposite the fire station. This last

item has been allowed for twice as recut and once as reset only. This resetting was caused by encroachments of the rolling stock of the Baltimore & Ohio Railroad in a manner which could not have been anticipated by the Bureau of Construction in designing the improvement. We have checked the statements of this resetting from independent sources, and believe the information of the engineers to be correct. In addition to these items the engineers state that there were other adjustments of curb made, which were not measured up, and for which the contractor was not paid, the engineers considering that this work offset the cost of recutting of 1,680 feet of curb paid for but not recut by the contractor. No measurements of these adjustments were taken, but the engineer roughly estimates them as 700 feet. We do not think that this matter has been properly handled by the Bureau of Construction. We believe that the bidding blank should have called for two prices, one for recutting and resetting curb and the second price for resetting curb which does not require recutting. Please note that the specifications contemplate the possibility of the use of these two prices. We believe that the difference between the two prices would have been at least 25 cents per foot.

While it is impossible to check up the quantities given by the engineers of the Bureau of Construction, we believe that there were not more than 750 feet of curb recut, nor were there more than 750 feet of curb taken from the trench, nor were there more than 750 feet of broken stone bed renewed. Here were thus, by the engineer's figures, 1,934 feet of curb reset and not recut. We think that the city should have received a credit for this at the rate of 25 cents per foot of \$483.50. The contractor in turn should have been reimbursed for adjustment of 700 feet of curb at the rate of 9 cents for \$63.00, thus making a net credit due the city of \$420.00.

BRICK SIDEWALKS RELAID.
BRICKS USED IN ROADWAY.

The main area of this repaving as shown to us was in the roadway approach to Herr's Island bridge. It was stated by the engineer that an area of 540 square feet of roadway had been repaved and that the brick paving proved so unsubstantial that the Bureau of Highways and Sewers replaced it within six months.

The paving of a roadway area under a sidewalk specification seems to us very unusual, and an unwarranted departure from the intention of the contract. In the particular case under consideration, we think further, that this was an unwise expenditure of city money as it resulted in a very temporary job such as could easily have been predicted. We have conferred with Mr. Pillow of the Bureau of Highways and Sewers and he confirms the fact that approximately this amount of brick paving was torn up and replaced by block stone. We recommend that this item be paid.

RELAYING SIDEWALK.

About 127 square feet of sidewalk paving was placed around newly constructed catch basins. Specifications for catch basins under the Standard Contract for Street Improvements, pages 68 and 69, do not specifically include the cost of this repairing as part of the contract price of the catch basins, but the standard contract for sewer construction on page 24 includes the cost of this repaving as part of the contract price of the catch basin. As the specifications prepared by the city conflict in this particular and the item is very small, we believe that the contractor should receive the benefit of the doubt and that the item should be paid.

MISCELLANEOUS BRICK PAVING.

About 158 square feet of sidewalk paving at various places measured by the engineers and checked by us was caused by various adjustments necessary due to the construction, and is a proper charge against the city.

EXTRA PAYMENT FOR BLOCK RECLIPPING.

This item of \$1,840 for extra cost of reclipping block was claimed by the contractor and allowed by the director, because of the unexpected presence of pitch in the joints, thus making the handling and clipping of the blocks a more difficult proposition than could have been expected by the contractor. We believe that the conditions which developed were sufficiently different from the conditions expected as to constitute occasion for a legitimate extra charge.

The bill, however, is misleading in stating that 10,000 square yards of block stone covered with pitch were reclipped when actually such stone only constituted 5,568 square yards of the finished repaved roadway of River avenue. The balance of the

stone constituted the waste which was not useful to the city. We think that you should understand that the extra cost to the city was 33 cents per square yard of completed street. As to whether this charge was reasonable, we can express no opinion at this time, the nature and amount of pitch on the blocks determines the proper extra cost to the contractor.

RECLIPPING OF BLOCK STONE.

It is alleged that many of the block stone used in this street were not reclipped. We have examined the street surface carefully and believe that the stone generally shows every evidence of having been reclipped. A few stones, however, have rough surfaces exposed and we believe that this is due to the fact that, after the stones were reclipped, they were carelessly paved with the unclipped edge exposed. Generally speaking, we consider this a fair job of paving with the exception of the railroad siding crossing upon which we comment below.

RAILROAD SIDING CROSSING.

It is always a difficult matter to construct and maintain a satisfactory crossing of railroad siding and public street. We notice that the standards for street and sewer construction do not prescribe the details of construction to be followed at such intersections. Possibly this is due to the fact that, under the ordinances, the maintenance of the street at such points is the duty of the siding owner and not of the Department of Public Works. We consider this a mistake, as we believe that the construction and maintenance of all portions of the street should be under the one head. We believe that the proper legislation would place the construction and maintenance of these crossings under the Department of Public Works, with power to collect the costs of such work from the owner of the siding.

Under the repaving work done on River avenue the city's work at each siding terminated with a sandstone marginal curb parallel to the siding and along the edge of ties. The street surface occupied by the ties and rails was paved by each owner, with concrete or block stone, as the owner desired. Some timber is exposed to street traffic. Everyone of these surfaces have failed to hold up under the heavy truck traffic of this street. The marginal curb put in by the contractor was generally

of a poor character and as soon as the paving in the siding failed the marginal curb broke and failure of the contractor's paving adjoining the marginal curb began. We believe that this poor paving of sidings will not only produce danger spots for traffic, but will have a detrimental effect on the adjacent paving causing it to wear into holes and ruts.

We recommend, therefore, that the contractor be required to replace the marginal curb with curb conforming to the specifications, and the property owners shall be required to reconstruct and repave their sidings in the most substantial manner with block stone laid on a concrete base, without exposing any timber or concrete to the wear of traffic.

CONCLUSIONS.

Our conclusions, therefore, with reference to River avenue, are as follows:

First: The city should seek reimbursement in the sum of \$420 for work specified on curb recutting which was not performed in accordance with the contract.

Second: The item of brick sidewalk relaid is a proper charge as shown in final estimate.

Third: The contractor is entitled to extra compensation for reclippping block due to the unexpected presence of pitch. It is not possible for us, at this time, to pass upon the reasonableness of the amount charged.

Fourth: The block stone on the street have, with a few exceptions, been properly reclippped and paved.

Fifth: The contractor should be required to replace the marginal curbs at siding crossings, and the owners of sidings should be required to place proper paving in the street area covered by sidings. If possible, the construction and maintenance of street areas covered by sidings should be made the duty of the Department of Public Works, the cost being assessed on the siding owners.

Respectfully submitted,

LOUIS P. BLUM.

APPENDIX 16—SANDSTONE CURB RECUT AND RESET AND SAND- STONE CURB RESET.

Work Included.

431. Under these items and in accordance with the Contract Plan and the Contract, the contractor shall recut and reset, or reset as is designed in the proposal, old curbing found in place on the line of work. The

curb to be reset and recut shall be that ordered in the field by the director.

Removing and Resetting.

432. The old curb and broken stone drain shall be taken out by the contractor and stored along the line of work in locations and in the manner approved by the director. The trenches shall be excavated, a new broken stone drain and curb foundation constructed, and the curb shall be set and backed up, and all other work in connection therewith shall be done in strict accordance with the specifications for "Sandstone Curb," Sections 361 to 379 inclusive, and the cost of all of the above work shall be included in the price bid per lineal foot for work under these items.

Dressing of Curb.

433. The top shall be axed to a plane surface of such width throughout its whole length as the director may order, and the edges cut to a true line. The front shall be rough pointed at right angles with the top for a depth of twelve (12") inches. The back shall be pointed off vertically for three (3") inches below the top. The recutting of radius curb shall be included under the price bid for recutting and resetting curb.

Resetting Curb.

434. Where sidewalks are disturbed or damaged in resetting the curb the contractor shall do all work necessary for placing the new curb, and shall repair the sidewalks in accordance with the requirements stipulated in Sections 375, and the cost of doing this work shall be included in the price per lineal foot for resetting curb.

New Sidewalk.

435. When, in the opinion of the director, the work cannot be satisfactorily done without the removal of a larger portion of the sidewalk than hereinabove provided, the contractor shall, when ordered by the director, relay the pavement with new material at the price bid per square foot for sidewalk pavement of the type and kind ordered.

Measurement and Compensation.

436. The price bid under these items shall be per lineal foot. Where the curb is ordered to be recut the contractor shall receive compensation for the same under the price bid for Sandstone Curb Recut and Reset, where recutting the curb is not required, the contractor shall receive compensation for resetting curb under the price bid per lineal foot for Sandstone Curb Reset. The compen-

sation per lineal foot for these items shall include furnishing of all labor, tools and material, excavation without classification of materials, broken stone foundation and curb drains, and doing all work as above provided or necessary for the execution and completion thereof in accordance with the foregoing specifications, the contract plans and the contract.

Which was read and ordered printed in full in the record by the **Chair**.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 4232. Report of the Committee on Finance for November 15, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Mr. Garland moved

A suspension of Rule VIII, which provides for the mailing, at least 48 hours prior to a meeting of council, all bills returned from committee, to be considered at such meeting.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 3950. An Ordinance entitled, "An Ordinance authorizing the filing of complaints against the increase in natural gas rates, and authorizing the employment of accountants and experts to investigate the natural gas situation, and providing for their compensation."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4079. An Ordinance entitled, "An Ordinance authorizing and empowering the director of the Department of Public Works to employ a competent sculptor to prepare the necessary models for ornamental work required in connection with the construction of the Beechwood boulevard bridge, and setting apart the sum of nine hundred sixty-five (\$965.00) dollars from Bond Fund Appropriation No. 212, 'Beechwood Boulevard Bridge Bonds' for the payment of the cost thereof."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4103. An Ordinance entitled, "An Ordinance appropriating and setting aside from the proceeds of Water Bonds, Series 'A,' 1919, the sum of sixty-five thousand (\$65,000.00) dollars for the payment of Engineering, Mechanical and other services in the Bureau of Water, Department of Public Works."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

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Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4026. Resolution authorizing the issuing of a warrant in favor of William A. Covert in the sum of \$129.08, refunding cost of repairs to his automobile, which was damaged by city fire apparatus, same to be charged to Code Account 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4081. Resolution authorizing the issuing of a warrant in favor of the Cyclone Fence Company for the sum of \$412.54, for extra work done on the contract for building wire fence in Warrington Playgrounds, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4027. Resolution authorizing the issuing of a warrant in favor of Mrs. Virginia Hinton in the sum of \$350.00, in full settlement of any and all claims for damages on account of injuries received by falling on defective boardwalk on Arcena street, the same to be paid and charged to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4074. Resolution authorizing the issuing of warrants in favor of the following persons and firm for expenses incurred in securing evidence against illegal liquor

selling, disorderly houses, etc., and charging the amounts to the code accounts hereinafter specified, to wit:

Schedule	Amt.	Code Acct.
James L. Hoban	\$67.50	42
Charles Johnston	22.60	42
Shriver Stewart	36.25	42
General Forbes Hotel.....	28.00	42
Ida J. Forsaith	8.00	42
Shriver Stewart	6.00	42

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4028. Resolution authorizing the issuing of a warrant in favor of C. Jacob Miller in the sum of \$110.00, refunding assessment for the construction of a sewer on McCandless avenue, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4134. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$279.00, extra work on the contract for the grading of West Penn Playgrounds, and charging the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4132. Resolution authorizing the issuing of a duplicate warrant in favor of the Pruyn Company in the sum of \$75.00, in place of warrant of January 5th, 1921, which has been lost, and charging the same to Appropriation No. 1032.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4020. Resolution authorizing the issuing of a warrant in favor of the South Hills Hardware Company in the sum of \$574.27, in full settlement of any and all claims for damages due to flooding of property at 1019 Warrington avenue owing to defective storm sewer, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3792. Resolution authorizing the issuing of a warrant in favor of John S. Wright in the sum of \$200.00 in payment on account of injuries received while helping crew of Engine Company No. 46 in backing fire apparatus, and charging to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

No. 3983. Resolution authorizing and directing the City Controller to transfer the sum of \$1,350.00 from Code Account No. 1074, Miscellaneous Services, to Code Account 1073, Salaries; \$800.00 from Code Account 1074, Miscellaneous Services to Code Account No. 1076, Supplies; \$1,000.00 from Code Account No. 1080, Public Utilities Litigation, to Code Account No. 1078, Equipment; \$50.00 from Code Account No. 1084, Supplies, Division of Municipal Improvements, to Code Account No. 1086, Equipment, Division of Municipal Improvements, and \$500.00 from Code Account No. 1089, Miscellaneous Services, Bureau of Public Improvements, all in the Department of Law.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4082. Resolution authorizing the City Controller to transfer \$500.00 from Appropriation Account No. 1742, Sal. Reg., to No. 1743, Materials, and \$500.00 from No. 1742, Sal. Reg., to No. 1750, Equipment, Bureau of Water.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4083. Resolution authorizing and directing the Controller to transfer the sum of \$1,196.50 from Appropriation No. 1710½, Structural and Non-Structural Improvements at the South Side Market, to Contract No. 1095, New Stalls at the South Side Market.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4084. Resolution authorizing and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," and to credit same respectively to the code accounts of Asphalt Plant, Bureau of Highways and Sewers, as set forth: \$800.00 to Code Account No. 1653, A-4, Wages, Temporary Employees; \$1,200.00 to Code Account No. 1656-D, Materials.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4085. Resolution authorizing the City Controller to transfer of \$5,300.00 from Code Account No. 1744, "Wages, Regular, Filtration Division," to the following accounts of the Distribution Division, Bureau of Water, in the following amounts:

\$4,700.00	to Code Account No. 1760, Wages, Regular.
400.00	to Code Account No. 1763, Supplies.
200.00	to Code Account No. 1766, Equipment.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

No. 4086. WHEREAS: It is necessary to transfer funds in the various code accounts to others in the Bureau of City Property in order to have sufficient balances to carry the different code account which are short to the end of the year.

RESOLVED: That the City Controller be and he is hereby authorized to transfer the following amounts

from various code accounts to others in the Bureau of City Property in order to meet expenditures for the balance of the year.

From

Code Acct. 1661—Miscellaneous Service General Office.....	\$ 200.00
Code Acct. 1663—Materials, General Office	200.00
Code Acct. 1674—Equipment City County Building	500.00
Code Acct. 1694—Materials, North Side Market	400.00
Code Acct. 1710—Equipment, South Side Market	200.00
Code Acct. 1721—Materials, Comfort Houses	500.00
Code Acct. 1723—Equipment, Comfort Houses	1,500.00
Code Acct. 1727—Miscellaneous Service Exposition Bldg.	1,000.00
Code Acct. 1726—Equipment, Foster Home	1,000.00
Code Acct. 1731—Equipment, Exposition Bldg.	500.00
	\$6,000.00

To:

Code Acct. 1672—Materials, City County Bldg.	\$ 200.00
Code Acct. 1685—Repairs, Diamond Market	1,500.00
Code Acct. 1692—Miscellaneous Service N. S. Market....	3,000.00
Code Acct. 1720—Supplies, Comfort Houses	300.00
Code Acct. 1722—Repairs, Comfort Houses	1,000.00
	\$6,000.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4124. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$2,000.00 from Code Account No. 1466, Item E, Repairs, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3072. Resolution authorizing and directing the Board of Water Assessors to issue the exonerations necessary to adjust the water assessment of the Borough of Etna, for the years 1918, 1919 and 1920, to the following amounts for each quarter year, and authorizing and directing the City Treasurer to receive such following amounts from the Borough of Etna for the years 1918, 1919 and 1920:

Year 1918, Third-quarter year, 41,146,000 gallons	\$ 6,209.40
Year 1918, Fourth-quarter year, 34,625,000 gallons	5,231.25
Year 1919, Third-quarter year, 3,562,000 gallons.....	571.80
Year 1919, Fourth-quarter year, 92,000,000 gallons.....	13,837.50
Year 1920, First-quarter year, 1,979,000 gallons	334.35
Year 1920, Second-quarter year, 91,000,000 gallons	13,687.50
Year 1920, Third-quarter year, 92,000,000 gallons	13,837.50
Year 1920, Fourth-quarter year, 92,000,000 gallons	13,837.50

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the hale having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3986. Resolution authorizing and directing the Mayor to execute and deliver a deed to John E. Laughlin, attorney for Hardford Real Estate & Exchange Co., for the sum of \$700.00, for lots Nos. 22, 45, 46 and 47 in the Fetzter Plan located in the Twelfth ward, on Campana street.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3828. Resolution authorizing and directing the Mayor to execute and deliver a deed to J. D. Rogan for lot located on Jane street, Sixteenth ward, for the sum of \$75.00.

In Finance Committee, November 15, 1921, read and amended by striking out "\$75.00" and by inserting in lieu thereof "\$100.00" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3930. Resolution authorizing and directing the City Solicitor to satisfy the liens filed against lots of Mary V. McLaughlin at Nos. 106 to 114 April Term, 1921, inclusive, upon payment of the assessment at face, to wit: \$15.00 for each of the nine lots on Hillside street, Fifth ward, the costs of \$106.20 against said lots to be charged to the City of Pittsburgh.

In Finance Committee November 15, 1921. Read and amended by striking out "\$106.20" and by inserting in lieu thereof "\$94.40," and by adding at the end of the resolution the words "In addition the said Mary V. McLaughlin agrees to pay the cost of lien one one lot, to-wit, \$11.90," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Herrerson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3870. Resolution authorizing the issuing of a warrant in favor of M. O. O'Herron Company for the sum of \$42,358.28, for extra work done on the contract for grading the hillside, building retaining wall and otherwise improving Bigelow boulevard between Tunnel street and Craig street, and charging same to Contract No. 943, on file in the City Controller's Office.

Which was read.

The Chair presented
No. 4233.

DIVISION OF INVESTIGATION.

Pittsburgh, Nov. 21, 1921.

Mr. John S. Herron,
President of Council,
Pittsburgh, Pa.

Dear Sir:

In response to your request concerning an item of \$18,000.00 provided for in Bill No. 3870, in payment for extra hauling on Bigelow Boulevard contract, I beg to make the following observations:

Under the terms of this contract there was no obligation on the part of the City to furnish the dumping place for any of the grading except that the plans provided that the contractor might dump approximately 18,000 yards on the hillside near Jones avenue.

My information is that 19,200 cubic yards were actually dumped at this point, which would be 1,200 cubic yards in excess of the approximate amount set up in the contract plans.

Under the terms of the Melwood street contract it was estimated that 26,524 cubic yards of embankment would have to be brought in from the outside. According to the Bureau of

Engineering, 11,200 cubic yards of this amount was actually brought in from the Bigelow Boulevard contract.

This bill represents a charge for 7274 truck loads at \$2.50 per truck load and the Bureau of Engineering claims that 16,525 cubic yards were actually hauled. If the number of cubic yards is correct, it would represent a charge for this hauling of \$1.09 per yard, when the total unit price for the great bulk of this item was only \$1.60 per cubic yard which would leave but 51 cents to cover the cost of excavating, loading and hauling to Melwood street, and dumping, which of course is preposterous on its face.

If only 16,525 cubic yards were hauled, it would indicate that they hauled less than 2½ yards per load on a five-ton-truck, while I think the average is conceded to be above 3 yards. It is therefore, clearly evident that they hauled a much larger amount than claimed or hauled fewer truck loads than claimed.

Assuming that they were entitled to any extra pay for this hauling, they certainly could make no claim for any amount in excess, for what they could have actually used on the Melwood street job.

There is evidence, however, that this particular item needs very careful explanation. In the Boulevard wall contract it was estimated under Item 2, that there would be 42,060 cubic yards of excavation. When the 5th current estimate was passed on December 18, 1920, it showed that 45,100 cubic yards had been done. This amount increased until the 9th estimate, passed April 15, 1921, showed that 50,125 cubic yards had been done. Since that time four current estimates have been passed, the last on August 20, 1921 and each of them shows only 41,248 as the maximum number of cubic yards accounted for, in other words, the disparity of approximately 9,000 cubic yards in this item alone.

In addition to that an examination of the work done shows that the grading on the hillside was not done according to the contract plans but was done in a manner which would seem to me to permit of it being done at considerably less cost than could have been entailed by carrying out the plan originally provided for. This fact it would seem to me should be taken into consideration in determining any question of equity that might arise in the disposal of extra work claims and the disparity in the amount shown in the current estimates under Item 2, grading on hillside, would

seem to warrant a careful checking of this item before accepting figures as provided for in the bill under discussion.

If you will refer to the brief of the Department of Public Works, Bureau of Engineering, prepared by Mr. N. S. Sprague, then Chief Engineer, page 22, you will note that he quotes verbatim, Paragraph 101, contract specifications covering question of disposal of surplus grading which clearly emphasizes this provision of the contract and in his comment he emphasizes the fact that specifications of this contract were not ambiguous and refers to the fact that the contractors have given testimony that they understood how the work was to be performed and made their bids accordingly.

The real effect of this so-called extra work order in the cases of this kind is to give the Director the power to increase the unit cost prices and by so doing, give him the power to nullify the chief protection that the City has. I discussed this matter recently with Mr. Benner of the Law Department and was informed by him that he did not pass upon the question of the legality of this claim. It is my opinion that so far as the item under discussion is concerned, it has no foundation in law and very little, if any, as an equitable claim.

Respectfully yours,

(Signed), P. J. McArdle,

DIVISION OF INVESTIGATION.

Which was read.

Mr. Garland moved

That the report be referred to the Department of Public Works for a report on same at once, and that the resolution be recommitted to the Committee on Finance.

Which motion prevailed.

Mr. Garland also presented with an affirmative recommendation,

Bill No. 4014. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with J. E. Greiner & Company, Consulting Engineers, Pittsburgh, retaining the services of the said Company as consulting engineer for the removal of the present Point Bridge and for the design and construction of the new Point Bridge and fixing the compensation for such services."

Which was read a first time.

Also

No. 4234.

City of Pittsburgh, Penna.

November 21st, 1921.

To the Council,

City of Pittsburgh.

Gentlemen:

I return herewith Ordinance No. 4014, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to enter into an agreement with the J. E. Griener & Co. Consulting Engineers, Pittsburgh, retaining the services of said company as consulting engineers for the removal of the present Point Bridge, etc." without being printed, for the reason that the ordinance contemplates the expenditure of a large sum of money and no provision has been made for the payment of same.

Yours very truly,

Chas. F. Weible,

Clerk of Finance Committee.

Which was read, and on motion of Mr. Garland, received and filed.

Mr. Robertson presented

No. 4235. Report of the Committee on Public Works for November 16th, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3166. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Broad street, from North Highland avenue to Hamilton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read a first time.

Also

Bill No. 3758. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 32 feet, paving and curbing of Baker street, from Morningside avenue to a point 264.69 feet westwardly from the second angle west of Gatewood way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read a first time.

Also

Bill No. 3806. An Ordinance entitled, "An Ordinance widening Galveston avenue, in the 22nd Ward of the City of Pittsburgh, from South avenue to Pollmey street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and changing the name thereof to 'Manchester avenue.'"

Which was read a first time.

Also

Bill No. 3807. An Ordinance entitled, "An Ordinance opening Manchester avenue, in the 22nd Ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read a first time.

Also

Bill No. 3808. An Ordinance entitled, "An Ordinance widening Pollmey street, in the 22nd Ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby, and changing the name of a portion thereof to 'Manchester avenue.'"

Which was read a first time.

Also

Bill No. 3831. An Ordinance entitled, "An Ordinance widening East street, in the Twenty-third, Twenty-fourth and Twenty-sixth wards of the City of Pittsburgh, from Tripoli street to the first angle south of Royal street, as hereinafter designated and described as part 'A', 'B', 'C' and 'D', and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read a first time.

Also

Bill No. 3832. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, from line dividing properties of Albert Kerr and J. B. Eythe to the northerly boundary line of Marion Place Plan of Lots No. 2, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read a first time.

Also

Bill No. 3833. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, from the southerly boundary line of Marion Place Plan No. 2 to the northerly boundary line of the Peoples Savings Bank Plan of Lots, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read a first time.

Also

Bill No. 3834. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, through the Marion Place Plan of Lots No. 2, and providing that the costs, damages and expenses caused thereby be assessed against and collected from properties benefited thereby."

Which was read a first time.

Also

Bill No. 3835. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, from the northerly boundary line of the Peoples Savings Bank Plan of Lots to Tullymet street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read a first time.

Also

Bill No. 3836. An Ordinance entitled, "An Ordinance opening Irvine street, in the Fifteenth ward, from Tullymet street to the southerly boundary line of the Peoples Savings Bank Plan of Lots, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read a first time.

Also

Bill No. 3837. An Ordinance entitled, "An Ordinance widening Irvine street, in the 15th Ward, from Greenfield avenue to line dividing properties of Albert Kerr and J. B. Eythe, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read a first time.

Also

Bill No. 3838. An Ordinance entitled, "An Ordinance widening Second avenue, in the Fifteenth ward, from Minden street to a point 187.72 feet southwardly therefrom, and pro-

viding that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read a first time.

Also

Bill No. 3839. An Ordinance entitled, "An Ordinance widening Will-lock street, in the Fifteenth ward, from the southerly boundary line of the Peoples Savings Bank Plan of Lots to Minden street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read a first time.

Also

Bill No. 3830. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Bascom street, from Perysville avenue to the City Line, and providing that the cost, damages and expenses of the same be assessed against and collected from properties specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4077. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construc-

tion of sidewalk pavements on Wabash avenue between Plank street and Independence street, and authorizing the setting aside of the sum of Thirty-eight hundred (\$3,800.00) dollars from Bond Fund Appropriation No. 194, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4102. An Ordinance entitled, "An Ordinance authorizing and directing the Director of the Department of Public Works to extend the sloping of the hillside and construction of slope walls on the southerly side of Bigelow Boulevard to include certain dangerous portions between the Seventeenth Street Incline and Herron avenue, under the terms of Contract No. 5699, Mayor's Office File No. 291, entered into October 27, 1921, with A. L. Anderson & Bros., Inc. and authorizing the setting aside of the sum of Eleven thousand five hundred (\$11,500.00) dollars from Code Account No. 1591-E, 'Restoration of Bigelow Boulevard at Kirkpatrick street,' for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4099. Resolution approving the payment of extras, amounting to \$1,756.90, in the contract with Booth & Flinn, Ltd., for the grading, paving and curbing of Melwood street, from Denver street to the first angle north, distant 777 feet therefrom, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4100. Resolution approving the payment of extras, in the amount of \$538.83, in the contract with M. O'Herron Company for the grading, paving and curbing of Beechwood Boulevard, from Fifth avenue to Penn avenue, and authorizing and directing the City Controller to charge the same as part of the cost of said improvement.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4101. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$3,731.83, for extra work done on the contract for repaving the easterly shoulder of East street, from Royal street to Creek street, and charging same to contract No. 1171, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4151. Resolution authorizing the issuing of a warrant in favor of the M. O'Herron Company for the sum of \$430.08 for extra work done on contract for regrading, repaving recurring and otherwise improving to the re-established grade of McKean street, from South First Street to South Second Street, and charging same to Contract No. 1127, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4152. Resolution authorizing the issuing of a warrant in favor of Austin Givens for the sum of 196.65, for extra work done on Contract No. 14, Boulevard of the Allies, for razing and removal of buildings within the lines of Second avenue, as widened on the northerly side, from Grant street to Ross street, and charging same to Contract No. 1222, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Garland	Winters

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4153. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$750.00, extra work in contract for the reconstruction of a public sewer on private property of the City and the Pennsylvania Railroad Com-

pany, and charging the same to Contract No. 5498, Mayor's Office File No. 281, entitled, "The reconstruction of a public sewer on private property, City of Pittsburgh, Pennsylvania Railroad Company, from Bigelow Boulevard to private property of the Pennsylvania Railroad Company south of right of way of the Pennsylvania Railroad Company.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4098. Resolution authorizing and directing the Mayor and the Director of the Department of Public Works to extend the existing contract with the Thomas Cronin Company, being known as contract No. 5 for the improvement of the Boulevard of the Allies to include additional work on account of change of lines and grades of the improvement of the said Boulevard in the vicinity of Stevenson street, at an approximate cost of \$60,000.00 at the unit prices established in said contract.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 4236. Report of the Committee on Public Service and Surveys for December 16, 1921, transmitting sundry ordinances to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4094. An Ordinance entitled, "An Ordinance establishing the grade on Berkshire avenue, from Sussex avenue to Woodbourne avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4095. An Ordinance entitled, "An Ordinance establishing the grade of Binler street, from Frankstown avenue to the southerly property line of D. & J. N. Berlin's Plan of Lots."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4096. An Ordinance entitled, "An Ordinance establishing the grade on Trezona way, from Pioneer avenue to Berkshire avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4097. An Ordinance entitled, "An Ordinance establishing the grade on Wickline's Lane, from Spring Garden avenue to Rialto street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4143. An Ordinance entitled, "An Ordinance establishing the grade of Mott way, from Ella street to Dargan street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4171. An Ordinance entitled, "An Ordinance re-establishing the grade on Beechwood Boulevard, from Alger street to the entrance to Schenley Park."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4145. An Ordinance entitled, "An Ordinance granting the consent of the City of Pittsburgh to the relocation of the tracks, route and appurtenant operating system of The South Side Passenger Railroad Company, its successors, lessees and assigns, and granting to said Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the First ward of the City of Pittsburgh, Pennsylvania."

Which was read a first time.

Also

Bill No. 4146. An Ordinance entitled, "An Ordinance granting the consent of the City of Pittsburgh to the relocation of the route of the Second Avenue Passenger Railway Company and granting to the said Second Avenue Passenger Railway Company the right to operate cars over the said route with the consent of The South Side Passenger Railroad Company."

Which was read a first time.

Also

Bill No. 4147. An Ordinance entitled, "An Ordinance repealing so much of a certain ordinance entitled, 'An Ordinance granting unto Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain street and highways in the

City of Pittsburgh," approved June 16, 1917, as relates to the entry upon, use and occupation of Fourth avenue between Grant street and Ross street in the First ward of the City of Pittsburgh.

Which was read a first time.

Also, with a negative recommendation,

Bill No. 2635. An Ordinance entitled, "An Ordinance locating Cherry way to a width of (50) feet, from Diamond street to Water street, in the First ward of the City of Pittsburgh, by revising the lines thereof and including therein Cherry way, an alley twenty (20) feet-in width, so that the Way, as widened, shall be included within the street lines, as hereinafter described."

Which was read.

Mr. Oliver moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Mr. Oliver also presented

No. 4237. Report of the Committee on Public Service and Surveys for November 18th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4148. An Ordinance entitled "An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with the Philadelphia Company and the Pittsburgh Railways Company relating to the reorganization of the Pittsburgh Railways Company and defining the relations between that company and the City of Pittsburgh; said contract providing for the discontinuance or appeals of the City of Pittsburgh now pending in the Superior Court, commonly known as the valuation cases; approving the valuation of the assets of the Pittsburgh Railways Company as fixed by the Public Service Commission and an annual return on that valuation creating and defining the powers of a Board of Control and Board of Arbitration to pass upon an annual budget of the Company and other matters submitted to it under the contract, and fixing the compensation of the Board; fixing a sum to be paid to the City in lieu of and in substitution of bridge tolls, pole, car, wire, and gross receipts taxes, and releasing the Company from its liability to clean streets; providing for the pay-

ment to the City of a fixed sum in lieu of paving requirements; providing remedies in case of deficits in the operating expenses and return on capital to the Company and providing for the disposition of its surplus earnings; providing for the adjustment of car fare; agreeing to compromise claims now due the City by the Pittsburgh Railways Company and providing for their payment; providing for the payment by the Company of judgments against it and the Receivers; and generally for the co-operation of the City with the Pittsburgh Railways Company to improve service; and fixing the term of said contract.

Which was read.

Mr. Oliver moved

That the bill be recommitted to the Committee on Public Service and Surveys, and that a conference on same be held in the Mayor's Office, between the Mayor, the Mayor-elect, the Law Department and the members of Council on Tuesday morning, November 22nd, 1921, at 10 o'clock.

Which motion prevailed.

Mr. Winters presented

No. 4238. Report of the Committee on Filtration and Water for November 16th, 1921, transmitting an ordinance and a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4108. An Ordinance entitled, "An Ordinance providing for the making of a contract or contracts for miscellaneous repairs to Bureau of Water pipe line buildings at South 30th and Sarah streets, and at Hamilton avenue and Enterprise street."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson
Dailey

Oliver
Robertson

English
Garland
Henderson

Winters
Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4109. Resolution authorizing the issuing of a warrant in favor of the Wholesale Coal Company in the sum of \$15,831.37, or so much of the same as may be necessary, for the payment of coal furnished to the Brilliant Pumping Station, same to be chargeable to and payable from Code Account 1755.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson
Dalley
English
Garland
Henderson

Oliver
Robertson
Winters
Herron (President)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Winters presented

No. 4239 An Ordinance granting a street railway franchise to the New Railways Company; fixing the terms and conditions of such grant and regulating the rates of fares transfers, and terminating existing franchises.

Which was read.

Mr. Winters arose and said

"Mr. Chairman, I move that the above ordinance submitted by the Allied Boards of Trade to the Committee on Public Service and Surveys at its meeting on Friday, November 18, 1921, relative to the reorganization of the Pittsburgh Railways Company, be printed for the use of Council."

Which motion prevailed.

And on motion of Mr. Robertson

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Tuesday, November 22nd, 1921.

No. 57.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

R. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Tuesday, November 22nd, 1921.

Council met pursuant to the following call:

Pittsburgh, November 22nd, 1921.

Mr. E. J. Martin,
Clerk of Council

Dear Sir:

Please call a special meeting of Council for Tuesday, November 22nd, 1921, at 4:00 o'clock, p. m., for the consideration of such business as may come before the meeting.

Respectfully,

John H. Dailey
Charles Anderson
W. Y. English
Robt. Garland
A. K. Oliver
John S. Herron
John H. Henderson
W. H. Robertson
Daniel Winters.

Which was read, received and filed.

Present—Messrs.

Dailey
English

Oliver
Robertson

Garland
Henderson
Absent—Mr. Anderson.

Winters
Herron (President)

UNFINISHED BUSINESS.

Mr. Robertson called up

Bill No. 3166. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Broad street, from North Highland avenue to Hamilton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3758. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to a width of 32 feet, paving and curbing of Baker street, from Morningside avenue to a point 264.69 feet westwardly from the second angle west of Gate-wood way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3806. An Ordinance entitled, "An Ordinance widening Galveston avenue, in the 22nd Ward of the City of Pittsburgh, from South avenue to Pollmey street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby, and changing the name thereof to 'Manchester avenue.'"

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3807. An Ordinance entitled, "An Ordinance opening Manchester avenue, in the 22nd Ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3808. An Ordinance entitled, "An Ordinance widening Pollmey street, in the 22nd Ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby, and changing the name of a portion thereof to 'Manchester avenue.'"

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3831. An Ordinance entitled, "An Ordinance widening East street, in the Twenty-third, Twenty-fourth and Twenty-sixth wards of the City of Pittsburgh, from Tripoli street to the first angle south of Royal street, as hereinafter designated and described as part 'A', 'B', 'C' and 'D', and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3832. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, from line dividing properties of Albert Kern and J. B. Eythe to the northerly boundary line of Marion Place Plan of Lots No. 2, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3833. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, from the southerly boundary line of Marion Place Plan No. 2 to the northerl boundary line of the Peoples Savings Bank Plan of Lots, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the uestion, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22nd, 1895, and the several supplements thereto.

Also

Bill No. 3834. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, through the Marion Place Plan of Lots No. 2, and providing that the costs, damages and expenses caused thereby be assessed aganist and collected from properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3835. An Ordinance entitled, "An Ordinance opening Irvine street, in the 15th Ward, from the northerly boundary line of the Peoples Savings Bank Plan of Lots to Tullymet street, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President)

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3836. An Ordinance entitled, "An Ordinance opening Irvine street, in the Fifteenth ward, from Tullymet street to the southerly boundary line of the Peoples Savings Bank Plan of Lots, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President))

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3837. An Ordinance entitled, "An Ordinance widening Irvine street, in the 15th Ward, from Greenfield avenue to line dividing properties of Albert Kerr and J. B. Eythe, to a width of 60 feet, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President))

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3838. An Ordinance entitled, "An Ordinance widening Second avenue, in the Fifteenth ward, from Minden street to a point 187.72 feet southwardly therefrom, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President))

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3839. An Ordinance entitled, "An Ordinance widening Willock street, in the Fifteenth ward, from the southerly boundary line of the Peoples Savings Bank Plan of Lots to Minden street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

In Council, November 21, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Robertson moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President))

Ayes—8

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

And on motion of Mr. Robertson
Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, November 28th, 1921

No. 58.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

E. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, November 28, 1921.

Council met.

Present—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Winters

Absent—Mr. Herron (President)

In the absence of President Herron,

Mr. Robertson moved

That Mr. Winters act as President, Pro tem.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented

No. 4240. An Ordinance re-establishing the grade of the Boulevard of the Allies, in the First Ward of the City of Pittsburgh, from Bluff street to a point 100.0 feet east of Pride street.

Also

No. 4241. An Ordinance re-establishing the grade of Bluff street, in the 1st Ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Dailey presented

No. 4242. An Ordinance providing for the letting of a contract or contracts for electrical repairs and alterations at the Eighth Street Engine Houses of the Bureau of Fire.

Which was read and referred to the Committee on Public Safety.

Mr. English presented

No. 4243. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railway Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, J. Weinmann, et al., William Weinmann, et al., Mathias Weinmann, and West Side Belt Railroad Company, situate in the Nineteenth Ward of the City of Pittsburgh and Lower St. Clair Township, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Also

No. 4244. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Christian Burkel; George Columbus and Clara M., his wife; S. A. Creig; Donald Coutts and Ottelia, his wife; Thomas H. Davis; Alexander Dempster; William W. Ford; W. W. Ford; Fairhaven Building & Loan Association; Daniel E. Gallagher and Paulina, his wife; James F. Gilson; J. E. Garrigan; Charles R. Gisler; William Joseph Graney; Frederick Hampe; Robert E. Heber; Eva I. Jamieson; John King and Mary E., his wife; Mary N. Loughran; J. L. Lewis; Mrs. Minnie Lindsay; George H. Lepper; Guy A.

Murphy; Stefan Machag and Stefania, his wife; John R. Miller and Edna his wife; John C. Miller; Victor H. Myers and Alta, his wife; W. Miller; H. R. Miller; Jas. L. McKee; J. M. McClaren; Pennsylvania Savings Fund & Loan Association; Pittsburgh & West Virginia Railway Company; H. Rautenstrauch; J. Schafer; Leo J. Sweeney and Irene J., his wife; Mrs. A. Steel; Cvijan Valemirovich and Draga, his wife; J. Williams, Heirs and J. B. Zimmerman, situate in the Eighteenth Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Which were read and referred to the Committee on Finance.

Also

No. 4245. Communication from the North Side Packing Company and the Sun Packing Company complaining of the condition of Spring Garden avenue from Homer street to the City Line.

Which was read and referred to the Committee on Public Works.

Mr. Garland presented

No. 4246. Resolution authorizing and directing the City Controller to transfer \$1,500.00 from Code Account No. 48, Interest on Overdue Damages; \$900.00 from Code Account No. 1005, Equipment, Council and City Clerk, and \$300.00 from Code Account No. 1006, Contingent Fund, Council and City Clerk, to the following:

\$1,000.00 to Code Account No. 1003-B, Miscellaneous Services (Newspaper advertising, Council and City Clerk; and \$1,700.00 to Code Account No. 1004, Contract No. 1060, Printing and Binding Municipal Record.

Also

No. 4247. Resolution authorizing and directing the City Controller to transfer the sum of \$402.00 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, to Contract No. 5648, File No. 288, Mayor's Office File, entitled, "Reconstruction of a portion of Cunliffe Run Hollow Sewer across Wilmot Street and private property to be acquired by the City of Pittsburgh, from a point about 30 feet northeast of Wilmot street to a point about 130 feet southwest of Wilmot street," for the purpose of paying the final estimate on this contract."

Also

No. 4248. Resolution authorizing and directing the City Controller

to transfer the sum of \$3,750.00 from Bond Fund Appropriation No. 193-B, to Code Account No. 1591%, "Construction of a Foot Passage at the Boulevard of Allies opposite Magee street."

Also

No. 4249. Whereas, the funds appropriated in several Code Accounts of the Bureau of Engineering to provide for the purchase of castings and for payment of wages and carfare are depleted and it is estimated that the aggregate sum of Four thousand six hundred fourteen (4,614.00) dollars will be required to cover the cost of payrolls and pay bills during the balance of the current fiscal year, and

Whereas, surpluses in excess of the aforesaid aggregate sum of Four thousand six hundred fourteen (\$4,614.00) dollars will occur in certain other Code Accounts of the Bureau of Engineering, now, therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to make the following transfers:

Amounts.

\$ 200.00	From C. A. 1529—Repairs to C. A. 1526 — Miscellaneous Services, Division of Surveys.
200.00	From C. A. 1553—Materials, to C. A. 1551—Miscellaneous Services, Bridge Repairs.
80.00	From C. A. 1560—Materials to C. A. 1558—Miscellaneous Services, Bridge Repainting.
1,500.00	C. A. 1588-M—Test Pits, to C. A. 1550-A-3—Wages, Reg. Employees, Bridge Repairs.
750.00	C. A. 1591-E—Restoration of Bigelow Blvd, at Kirkpatrick street, to C. A. 1519—General Office Supplies.
800.00	C. A. 1590—General Repaving, to C. A. 1523—Castings.
1,084.00	C. A. 1576-E—Sewer Repair Schedule, to C. A. 1523—Castings.

\$4,614.00

Also

No. 4250. Resolution authorizing and directing the City Controller to transfer \$5,000.00 from Code Account No. 1656, Materials, Asphalt Plants to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plants; and \$500.00 from Code Account No. 1657, Repairs, Asphalt Plants, to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plants, Bureau of Highways and Sewers.

Also

No. 4251. Petition of Stany Kozakowski asking to be reimbursed for medical attention and time lost on account of injuries received by being run down by automobile assigned to the Bureau of Recreation, Department of Public Works.

Which were severally read and referred to the Committee on Finance.

Mr. Henderson presented

No. 4252. Communication from the Spring Garden Board of Trade asking that Spring Garden Avenue be graded, paved and curbed and sewered.

Which was read and referred to the Committee on Public Works.

Mr. Oliver presented

No. 4253. Petition of property owners for the repaving of Jancey street between Stanton avenue and Baker street.

Which was read and referred to the Committee on Finance.

Also

No. 4254. An Ordinance re-establishing the grade of Fair Oaks street, from Wilkins avenue to Inverness avenue.

Also

No. 4255. An Ordinance fixing width and position of the sidewalks and roadway and re-establishing the grade of Edgerton avenue, from South Dallas avenue to Lloyd street.

Also

No. 4256. An Ordinance granting unto the Standard Underground Cable Company, its successors and assigns, the right to construct, maintain and use coal hopper and ash bin on Pike street, located 115 feet east of 16th street along the property of the Standard Underground Cable Company, 2nd Ward, Pittsburgh, Pa.

Also

No. 4257. An Ordinance granting unto the H. J. Heinz Company, its successors and assigns, the right to construct, maintain and use a 12-inch cast iron pipe and 2-inch water line, under and across Heinz street, located four feet south of Sawmill way, also under and across Sawmill way, located three feet west of Heinz street, for the purpose of heating garage and laundry, property of H. J. Heinz Co., 23rd Ward, Pittsburgh, Pa.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 4258. Resolution authorizing and directing the Mayor to execute and deliver a deed to James H. Bettles for Lot No. 18, located at the corner of Superior and Shadeland avenues, 27th Ward, for the sum of \$500.00.

Also

No. 4259. An Ordinance granting to Andrew Doehla and Michael J. Doehla, trading as the Doehla Wagon Company, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain the said three-story brick building as the same now is located on and projects over East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure or building shall stand.

Which were read and referred to the Committee on Finance.

Also

No. 4260. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of public sewers, in the Nine Mile Run Drainage Basin on Angoria way from a point about 20 feet south of the City Line to the existing sewer on Angoria way, north of Rod way, and on Wilkinsburg avenue and Exley way from the northeast line of Wilkinsburg avenue to the existing sewer on Exley way southwest of Wilkinsburg avenue, describing same and setting aside the sum of Twenty-eight thousand (\$28,000.00) dollars from the proceeds of the Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof.

Also

No. 4261. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the North & Irwin avenue Bridges, and authorizing the setting aside of Fifty-one thousand (\$51,000.00) dollars from the proceeds of the North & Irwin avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, for the payment of the costs thereof.

Which were read and referred to the Committee on Public Works.

The Chair (Mr. Winters) presented
No. 4262. Resolution authorizing the City Solicitor to satisfy lien filed at No. 11 January Term, 1921, upon the payment of \$600.00 by Valentine F. Fisher and Annie E. Fisher against their property by reason of the construction of a sewer on War-rington avenue

Also
No. 4263. Resolution authorizing and directing the City Solicitor to satisfy the lien filed against the Pittsburgh Hospital for Children at No. 201 April Term, 1917, D. T. D., for water rent amounting to \$894.22 for the year 1914, and charging the costs to the City of Pittsburgh.

Also
No. 4264. Resolution adopted by the Brookline Board of Trade, endorsed by the Women's Civic Club and the Brookline Booster's Association, asking Council to purchase property in the Brookline District, 19th Ward, for playground purposes.

Which were severally read and referred to the Committee on Finance.

Also
No. 4265. Communication from the Pittsburgh Council of the Churches of Christ asking Council to appoint a member to represent the City on a committee to suggest ways and means for submitting an expression of the people of Pittsburgh to the members of the Disarmament Conference now being held in Washington, D. C.

Which was read.

Mr. Dalley moved

That the Communication be received and filed.

Which motion prevailed.

And the Chair appointed Mr. W. Y. English to represent Council.

Also

No. 4266.
WAR DEPARTMENT
WASHINGTON

November 17, 1921.

Mr. E. J. Martin,
City Clerk,
Pittsburgh, Pa.

Dear Sir:

Your letter of November 9, enclosing for my information a copy of a Resolution adopted by the Council of the City of Pittsburgh, November 7, requesting temporary suspension of the War Department order for raising the obstructive bridges across the Allegheny River at Seventh and Ninth street, was duly received. At the time of its receipt, it was known

that the County Commissioners and the City authorities would have a conference here in regard to the matter, and hence reply was delayed until results of the conference were known. Following the discussion with the County Commissioners, the Mayor of Pittsburgh, and the President of the City Council, I wrote the County Commissioners, who were directly interested in the question, a letter, copy of which is enclosed herewith, which explains fully the attitude of this office and the position which it has taken in regard to the matter,

Very truly yours,

John W. Weeks,
Secretary of War.

November 17, 1921.

County Commissioners,
Allegheny County,
Pittsburgh, Pa.

Gentlemen:

The question of an extension of time for making changes in the obstructive bridges across the Allegheny River at Pittsburgh, was ably presented by yourselves, the Mayor, and the President of the City Council this morning and I believe that the discussion has had a good effect in helping to avoid misunderstanding.

That there may be no misconception of what was stated verbally, I now repeat that there is no desire or inclination on the part of the War Department to be arbitrary or to insist upon impracticable conditions. The time for changing the bridges was extended once by my predecessor when it was evident that under stress due to war conditions, it would be not only inconvenient but unduly expensive for the County to make the changes within the time originally fixed.

It is realized that the Commissioners have many questions, in making these changes, to consider with the City authorities, and many matters to adjust. The War Department will do all within its power to assist the County and the City in complying with the order, and only asks your good faith in the matter. As long as it is shown that you are proceeding as rapidly as is practicable to do this work, I will be satisfied. It is not contemplated that the County shall use every dollar which it may have available for this purpose, but it is expected that the County will not apply its funds to other purposes which shall be, in fairness to the Government, devoted to raising the bridges.

I have instructed the Chief of Engineers to keep in close contact and conference with you and to make reports to me every three months showing the exact progress which you have made, and whether in his opinion you have used due diligence or whether there has been any procrastination or evasion.

It is realized that the date assigned for the completion of the work on each bridge is inadequate, at the present time and under existing conditions in the progress of the work, but I do not feel that it will be advisable to set new dates until the time at which each bridge can be reasonably rebuilt, is known.

I believe that it is incumbent upon the County to push the work of preparation of plans for these bridges as rapidly as possible, and to submit them for approval as soon as completed, to the Chief of Engineers who will act upon them without delay. The work should then be advertised and contracts made. The date at which these contracts are to be completed will then be taken by this office as the basis for consideration of the time to which an extension for that particular bridge will be granted.

I rely upon the authorities of both County and City to meet this office in all fairness and good faith in executing the work which devolves upon them, and again assure them of the hearty and prompt assistance of this office at all times.

Very truly yours,

John W. Weeks,
Secretary of War

Which was read.

Mr. Dailey moved

That the communication be received and filed.

Which motion prevailed.

Also

No. 4267.

MAYOR'S OFFICE
Pittsburgh, November 28, 1921.
PRESIDENT AND MEMBERS
OF COUNCIL,
City of Pittsburgh.
Gentlemen:

I herewith transmit for your consideration the Departmental Estimates for the Budget of 1922.

Very respectfully yours,
E. V. BABCOCK,
Mayor.

Also

No. 4268. Departmental Estimates of the City Government for the Budget of 1922.

Which were read and referred to the Committee on Finance.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 4269. Report of the Committee on Finance for November 22nd, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4015. An Ordinance entitled, "An Ordinance amending the title and Section 1 of Ordinance No. 197, approved May 31, 1921, entitled, 'An Ordinance authorizing and directing the Mayor and Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of shelter sheds in the following playgrounds: Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run Schlelein, and authorizing the setting aside of \$8,250.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof,' by changing the word Armstrong to read 'Wabash.'"

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4172. An Ordinance entitled, "An Ordinance appropriating, transferring and setting over to Code

Account No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police, the sum of \$4,556.00 unexpended balances in Code Account No. 1456, Item E, Repairs, Bureau of Police, by authority of Ordinances Nos. 74, 140, 390 and 424, Series 1919, and No. 407, Series 1920, and to Code Account No. 1449, Item C, Supplies, Bureau of Police, the sum of \$2,700.00 unexpended balance in Code Account No. 1457, Item F, Equipment, Bureau of Police, by authority of Ordinance No. 399, Series 1920.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4186. An Ordinance entitled, "An Ordinance repealing Ordinance No. 367, entitled, 'An Ordinance providing for the letting of a contract for furnishing one Triple Combination Auto Propelled Gasoline Fire Apparatus for the Bureau of Fire.'"

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3871. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs to the Point Bridge over the Monongahela river, and providing for the payment of the costs thereof."

In Finance Committee, November 22, 1921. Read and amended in Section 2, by inserting in blank space the words "Code Account 1567, M, Repairs to Point Bridge," and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4187. Resolution appropriating the sum of \$1,474.50 from Appropriation No. 42, Contingent Fund, and authorizing the issuing of warrants, aggregating the sum of \$1,474.50, to help defray the expenses of the convention of the American Legion of Pittsburgh and Allegheny County held September 22nd, 23rd and 24th, 1921.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4120. Resolution authorizing the issuing of a warrant in favor of James P. McIntyre, a Hoseman in the Bureau of Fire, for the sum of \$149.50, covering lost time during the month of August, 1921, by reason of injuries received while in the performance of his duties, and charging the same to Code Account No. 44-M, Workmen's Compensation Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4180. Resolution setting apart and appropriating the additional sum of \$141.09 from Playground Improvement Bonds, 1919, Appropriation No. 201, for the reconstruction of the roadway in Lawrence Park, and authorizing the issuing of a warrant drawn on said funds in payment of the cost of said work.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2826. Resolution authorizing the issuing of a warrant in favor of A. C. Rieder for \$737.00, as full compensation for injuries to his wife, Petronella L. Rieder, who stepping into a hole while alighting from a street car at Seventh street and Penn avenue, which resulted in her death, and consequent expenses, and charging the same to Contingent Fund, Appropriation No. 42.

In Finance Committee, November 22, 1921. Read and amended by striking out "\$737.00" and by inserting in lieu thereof "\$800.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Also

Bill No. 4174. Resolution authorizing and directing the City Controller to transfer the sum of \$3,125.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street," and to credit the same to the following code accounts of the Bureau of Highways and Sewers in the respective amounts set forth:

\$1,100.00 to Code Account No. 1629, Wages, Temporary Employees, Repairing Highways.

194.00 to Code Account No. 1631, Materials, Repairing Highways.

546.00 to Code Account No. 1640, Wages, Temporary Employees, Boardwalks and Steps.

1,285.00 to Code Account No. 1641, Materials, Boardwalks and Steps.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4177. Resolution authorizing, empowering and directing the City Controller to make the following transfers: From Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1430, Item C, Supplies, General Office, Department of Public Safety, \$2,000.00. From Code Account No. 1470, Item L, Firemen's Disability Fund, Bureau of Fire, to No. 1462, Item A-3, Wages, Regular Employees, Bureau of Fire, \$150.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and be-

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4179. Resolution authorizing and directing the City Controller to transfer the sum of \$250.00 from Code Account 1269 Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account 1218, Miscellaneous Service, Division of Transmissible Diseases, also the sum of \$750.00 from Code Account 1292, Wages Regular Employees, Division of Miscellaneous Food Inspection, to Code Account 1245, Miscellaneous Services, Bureau of Child Welfare, Department of Public Health.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4189. Resolution authorizing and directing the City Controller to transfer the sum of \$11,500.00 from Code Account No. 1468, Item F, Equipment and Machinery, Bureau of Fire, to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 3870. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$42,358.28, for extra work done on the contract for grading the hillside, building retaining wall and otherwise improving Bigelow Boulevard, between Tunnel street and Craig street, and charging same to Contract No. 943, on file in the City Controller's Office.

In Finance Committee, November 22, 1921, read and amended by striking out "\$42,358.28 for" and by inserting in lieu thereof "\$24,000.00" on account of," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4225. Resolution exonerating the property known as the Phipps Gymnasium, situate at the corner of Reedsdale and Scotland streets, North Side, leased by the Board of Public Education for use of public school pupils, from payment of all city taxes for and during the term of said lease (December 31, 1920, to December 31, 1921).

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3972. Resolution authorizing and directing the City Controller to transfer \$3,000.00 from Code Account No. 1617, Equipment, Stables and Yards, and \$4,000.00 from Code Account No. 1626, Equipment, Cleaning Highways, to Code Account No. 1629, Wages, Temporary Employees, Repairing Highways, Bureau of Highways and Sewers.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4190. Resolution authorizing and directing the City Controller to make the following transfers affecting the Department of Supplies:

From:

Code Account 1127, Wages, Regular Employees	\$238.25
Code Account 1132, Equipment	135.00
	<hr/>
	\$373.25

To:

Code Account 1126, Salaries, Regular Employees	\$373.25
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Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4192. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 1147, Salaries, Regular Employees, to Code Account No. 1152, Repairs, Carnegie Free Library, North Side.

Which was read.

Mr. Garland moved.

A suspension of the rule to al-

low the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

No. 4193.

Whereas, Several of our Supplies, Materials and Equipment accounts will show a deficit for Maintenance to end of year, and

Whereas, in several other accounts there appears balances;

Therefore, Be it resolved that the City Controller shall be and he is hereby authorized and directed to transfer the following sums to wit:

From Code Account 1777, Miscellaneous Service	\$ 41.12
From Code Account 1785, Repairs, Schenley Park	27.20
From Code Account 1795, Repairs, Golf Grounds	1.39
From Code Account 1803, Salaries, Schenley Conservatory	200.19
From Code Account 1804, Wages, Schenley Conservatory	400.00
From Code Account 1806, Miscellaneous Service, Schenley Conservatory	2.00
From Code Account 1809, Repairs, Schenley Conservatory	12.55
From Code Account 1815, Miscellaneous Service, N. S., Conservatory	1.00
From Code Account 1818, Repairs, North Side Conservatory	3.00
From Code Account 1828, Wages, Highland Park	400.00
From Code Account 1833, Repairs, Highland Park	17.20
From Code Account 1839, Repairs, Highland Stables	8.00
From Code Account 1861, Repairs, Riverview Park	24.08
From Code Account 1875, Repairs, West Park, North Side	6.50

From Code Account 1892, Miscellaneous Services (All Parks 9.75
 From Code Account 1893, Miscellaneous Services (All Parks 61.00
 From Code Account 1895½,
 Grand Stand, Schenley Park 2,290.02
 \$3,505.00

TO

Code Account 1801, Repairs, Schenley Park Stables\$ 150.00
 Code Account 1816, Supplies, North Side Conservatory 300.00
 Code Account 1817, Materials, North Side Conservatory 220.00
 Code Account 1856, Wages, Riverview Park 2,200.00
 Code Account 1870, Wages, West Park, North Side 600.00
 Code Account 1876, Equipment, West Park, North Side 35.00
 \$3,505.00

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Henderson
 English Oliver
 Garland Robertson
 Winters (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4209. Resolution authorizing and directing the City Controller to transfer \$70.00 from Code Account 1903-E, Repairs, to Code Account 1901-C, Supplies, Bureau of Tests.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Henderson
 English Oliver
 Garland Robertson
 Winters (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4210. Resolution authorizing and directing the City Controller to transfer certain code accounts of the Bureau of Recreation, amounting to \$2,000.70, to certain code accounts in the Bureau of Recreation, to wit:

\$1,000.00 from Code Account No. 1907, Miscellaneous Service, to Code Account No. 1906, Wages of Temporary Employees.

1,000.00 from Code Account No. 1910, Repairs, to Code Account No. 1909, Materials.

.70 from Code Account No. 1910, Repairs, to Code Account No. 1926, Wages, Lawrence Pool.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Henderson
 English Oliver
 Garland Robertson
 Winters (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4211. Resolution authorizing and directing the City Controller to transfer the sum of \$150.00 to Code Account No. 1503, Supplies, Director's Office, Department of Public Works, from the following code accounts in the Bureau of Deed Registry:

C. A. No. 1599, "Supplies".....\$ 50.00
 C. A. No. 1601, "Equipment"..... 100.00

Total\$150.00

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4220. Resolution authorizing and directing the City Controller to transfer the sum of \$500.00 from Appropriation Account No. 1755, Supplies, to Appropriation Account No. 1754, Miscellaneous Services, Department of Public Works, Bureau of Water, Mechanical Division.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4173. Resolution authorizing and directing the City Controller to transfer the sum of \$6,000.00 from Code Account No. 1069, Advertising Delinquent Taxes, Department of Collector of Delinquent Taxes, to Code Account No. 1030, Supplies, Municipal Garage and Repair Shop.

Which was read.

Mr. Garland presented

No. 4270,

City of Pittsburgh, Penna.,

November 28, 1921.

President and Members of Council,
City of Pittsburgh.

Gentlemen:

With reference to Bill No. 4173, a resolution authorizing \$6,000.00, Code Account 1069, "Advertising Delinquent Taxes," to Code Account 1030, "Supplies, Municipal Garage," which you referred to this office for report:

Attached herewith please find report from Superintendent H. B. Allen, Municipal Garage, which explains itself.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

City of Pittsburgh, Penna.

November 28, 1921.

Hon. E. V. Babcock, Mayor,

Pittsburgh, Pa.

Dear Sir:

An Ordinance has been presented to Council requesting the transfer of \$6,000.00 to Code Account No. 1030, which covers supplies for the Municipal Garage and Repair Shop. This transfer is necessary to supply all motor equipment with gasoline and oil for the balance of the year. In the 1921 budget, all appropriations covering gasoline, oil and other automobile supplies of all bureaus of the city were transferred to the supplies account of the Garage and Repair Shop, and nearly all of these bureaus have used more than the sum which they requested. In addition, many new cars have been added in 1921, which has increased the consumption of supplies.

Respectfully yours,

HOWARD B. ALLEN,

Superintendent.

Which was read.

Mr. Garland moved.

That the communication be received and filed.

Which motion prevailed.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 4271. Report of the Committee on Public Works for November 22nd, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4215. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on both sidewalks of Winterton street and on private property of James H. Park and Highland Park, from a point about 20 feet north of Bryant street to the existing sewer in Highland Park west of Stanton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 1440. An Ordinance entitled, "An Ordinance opening Georgia street, in the Eighteenth

ward of the City of Pittsburgh, from Lillian street southwardly to the City line, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3735. An Ordinance entitled, "An Ordinance opening Murdoch street, from Bartlett street to Covode street, in the Fourteenth ward of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

In Public Works Committee October 18, 1921. Read and amended in Section 2 by striking out the word "widened" and by inserting in lieu thereof the word "opened," and ordered advertised.

In Public Works, November 22, 1921. ordered returned to council with an affirmative recommendation, as amended.

Which was read.

Mr. Robertson moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4212. Resolution authorizing the issuing of a warrant in favor of A. R. VanHorn for the sum of \$308.82, for extra work done on contract for the reflooring the roadway and sidewalk and otherwise repairing the Twenty-eighth Street Bridge over the Pennsylvania Railroad, and charging the same to Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4221. Resolution authorizing the issuing of a warrant in favor of Bernard Gloekler Company in the amount of \$1,196.50, for extra work on their contract for new stalls at the South Side Market, same to be chargeable to Contract No. 1095, Appropriation No. G-1710½, Structural and Non-Structural Improvements to the South Side Market.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson
Winters (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 4272. Report of the Committee on Public Service and Surveys for November 22, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4197. An Ordinance entitled, "An Ordinance vacating a portion of Torrens street, in the Twelfth ward of the City of Pittsburgh, from Hamilton avenue to the northerly line of the right of way of the Pennsylvania Railroad."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey Henderson
English Oliver
Garland Robertson
Winters (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4206. An Ordinance entitled, "An Ordinance granting unto the St. Louis Independent Packing Company, its successors and assigns, the right to construct, maintain and use switch track on and across Railroad street beginning at the western building line of Torrens street, thence westwardly for a distance of approximately one hundred and seventy (170') feet to the point of switch on industrial track of the Pennsylvania Railroad; also a shipping platform extending along their building for a distance of one hundred and six (106') feet at a width of eight feet, elevated approximately four feet from rail, for the purpose of conveying materials, etc., from the building of the St. Louis Independent Packing Company to the said switch track. Twelfth ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver also presented

No. 4273. Report of the Committee on Public Service and Surveys for November 23, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4200. An Ordinance entitled, "An Ordinance locating Baum Boulevard, from South Rebecca street to South Highland avenue, in the Eighth ward of the City of Pittsburgh, by revising the lines thereof and including therein Baum Boulevard having a width of 50 feet so that the boulevard as located shall be included within the street lines as hereinafter described."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Henderson Winters
 (President Pro tem.)

(Mr. Garland not voting)

Ayes—6.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson, at this time, presented

No. 4274. Resolution authorizing and directing the Superintendent of the Bureau of City Property to rent the South Side Market Hall every Friday night, up to and including March 10th, 1922, to the "Friday Nighters" for the sum of \$20.00 per night.

Which was read and referred to the Committee on Public Works.

The Chair (Mr. Winters) presented

No. 4275. An Ordinance ratifying and confirming the action of the Director of the Department of Public Works in withdrawing from contract entered into with M. O'Herron Company, known as Contract No. 11, for the grading, regrading, paving, repaving and otherwise improving the Boulevard of the Allies from a point

one hundred sixty-three and twenty-two hundredths (163.22) feet east of Brady street to a point five hundred fifty-nine and seventy-three hundredths (559.73) feet east of Brady street, and including Forbes street as affected thereby, dated the 21st day of September, 1921, of that portion of the work being the construction of a retaining wall on the northerly side of Forbes street, and awarding the work in connection therewith to Booth and Flinn, Ltd., and making an appropriation in connection therewith. Which was read and referred to the Committee on Public Works.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 4276. Resolved, That the Statistician, Mr. Breitenstein, collect and collate all budget statistics and requests for 1922, including therein such items and amounts as have already been acted upon by Council, such as Sixteenth Street Bridge approaches, etc., and that a statement be prepared thereon for use of the Budget Committee showing the millage which such requests will represent based upon 1922 valuations on land and buildings; same to be presented to Budget Committee on Friday morning, next, at 9:30 o'clock.

Which was read.

Mr. Garland moved.

The adoption of the resolution.

Which motion prevailed.

Also

No. 4277. Resolved, That Mr. Hawkins, Chief Assessor, be requested to furnish to Mr. Breitenstein, Statistician for Budget Committee, statement showing property valuations for 1922. If exact figures are not obtainable, Mr. Hawkins is hereby requested to give as close an estimate as possible at this time.

Which was read.

Mr. Garland moved.

The adoption of the resolution.

Which motion prevailed.

Also

No. 4278. Resolved, That the incoming Mayor, Mr. Magee, and the incoming Councilmen, Messrs. Borland, Malone and McArdle, be notified of the first meeting of the Budget Committee for appropriations for 1922, and that they be invited to attend said meeting Friday morning next, at 9:30 o'clock.

Which was read.

Mr. Garland moved.

The adoption of the resolution.

Which motion prevailed.

Mr. Garland moved.

That the Clerk secure the services of a stenographer by Friday morning for the Budget Committee.

Which motion prevailed.

And on motion of Mr. Henderson Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, December 5th, 1921.

No. 59.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President

R. J. MARTIN.....City Clerk

ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, December 5, 1921.

Council met.

Present--Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	

Absent--Messrs.

Anderson Herron (President)

In the absence of President Herron

Mr. Robertson moved

That Mr. Henderson act as President, pro tem.

Which motion prevailed.

PRESENTATIONS.

Mr. Dalley presented

No. 4279. Resolution authorizing the issuing of warrants in favor of Charles Johnston for \$32.49; Shriver Stewart for \$29.00, and the Animal Rescue League of Pittsburgh for \$1,080.18, for services rendered the Department of Public Safety, and charging same to Code Accounts 42 and 1460 respectively.

Also

No. 4280. Resolution authorizing the issuing of a warrant in

for services rendered the City in the favor of I. L. Gillespie for \$1,484.19 position of Superintendent of the Bureau of Securities during the months of May, June and July, 1920, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4281. Resolution authorizing and directing the Board of Water Assessors to issue an additional exoneration to the Beth Hamedish Hagodal Church, for the sum of \$34.20, being 50 per cent of the excess of the metered water rent over the former flat rate on its property at 129 and 133 Washington Place, Third ward.

Also

No. 4282. Resolution authorizing the issuing of a warrant in favor of Thomas Callg for \$1,875.00 for damages sustained by him in his business resulting from the improvement work done on Seventh avenue, and charging to Code Account No.

Which were severally read and referred to the Committee on Finance.

Mr. English presented

No. 4283. Communication from William H. Davis, Director, Department of Public Health, relative to deficit in the appropriation for the collection of garbage and rubbish for 1921.

Also

No. 4284. An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railway Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann, et al., William Weinmann, et al., Mathias Weinmann and West Side Belt Railroad Company, situate in the Nineteenth ward of the City of Pitts-

burgh and Lower St. Clair Township, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Also

No. 4285. Resolution authorizing and directing the City Controller to transfer \$4,800.00 to Code Account No. 1231, Supplies, Tuberculosis Hospital, from the following code accounts:

\$1,500.00 from Code Account No. 1217, Wages, Temporary Employees, Division of Transmissible Diseases.

1,000.00 from Code Account No. 1228, Salaries, Regular Employees, Tuberculosis Hospital.

2,300.00 from Code Account No. 1229, Wages, Regular Employees, Tuberculosis Hospital.

Which were severally read and referred to the Committee on Finance.

Also

No. 4286. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of main and branch trunk sanitary sewers, including a lateral sanitary sewer connection in certain portions of the Saw Mill Run Drainage Basin, extending along Woodstock street, McKnight street, Banksville avenue, and private properties of C. M. Thurnblaser, James O'H. Denny, Kirk Q. Bigham and W. Watson and R. E. Bulford in Union Township, describing the same, and authorizing the setting aside of the sum of One Hundred Ten Thousand (\$110,000.00) Dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof.

Which was read and referred to the Committee on Public Works.

Also

No. 4287. An Ordinance authorizing the Mayor and the Director of the Department of Public Health to enter into contracts with the American Reduction Company and W. and H. Walker, Inc., Allegheny Garbage Company Department, for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh, for the year commencing January 1, 1922, and ending December 31, 1922.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 4288. Resolution authorizing the issuing of a warrant in favor of C. W. Norder for the sum of \$50.00 for engrossing and binding resolution presented to Ferdinand Foch, Marshal of France, during his visit to Pittsburgh, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4289. Resolution appropriating \$1,000.00 for expenses of the Allegheny County Emancipation and Historical Society in the celebration of the Emancipation Proclamation issued by President Abraham Lincoln January 1st, 1863, and authorizing the issuing of warrants in payment of said expenses upon the proper auditing of the vouchers, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4290. Resolution authorizing the issuing of a warrant in favor of the Liberty Flag and Decorating Company for \$80.00 for silk flag of the City of Pittsburgh, which was presented by Boy Scouts to the Lord Mayor of London, England, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4291. Resolution authorizing the issuing of a warrant in favor of W. H. Lange in the sum of \$100.40, in full settlement for all claims for injuries received by falling on a defective boardwalk on Mansfield avenue, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4292. Resolution authorizing the issuing of a warrant in favor of Samuel G. Topping and Clara Topping for the sum of \$150.00 in full settlement of all claims for injuries received by their daughter, Margaret Topping, by being struck by a piece of lumber while playing in Schenley Park, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4293. Resolution authorizing the City Solicitor to settle assessment claims for the construction of a sewer on Stratton Lane from a point about 270 feet north of Howe street to sewer on Howe street with the following named property owners for 50 per cent of the amount assessed against them for the construction of said sewer: Laura J. Powell, Sylvester J. Mahoney, St. Julienne W.

Fuller, Annie M. Negley, Catherine Burns, Ward W. and Ellsworth E. Eskey, Jacob Roeser, Hugo Diederichs and Mary E., his wife, Carrie S. Lohr and Adam Edward Hufnagle, and charging the costs for filing liens to the City of Pittsburgh; and authorizing the issuing of warrants in favor of James T. Ewing, Mary Wilson Robinson, Louis E. Wirth and Clara Katherine, his wife, James Brown and William Kettles, and William D. Rowan, for 50 per cent of the amount paid by them for the construction of said sewer, and charging same to Code Account No.

Also

No. 4294. Resolution repealing resolution authorizing the Mayor to execute and deliver a deed to a lot of ground situate in the Twelfth ward to George Beres on the payment of \$650.00, approved May 2, 1918, and recorded in Resolution Book, Vol. 3, Page 649.

Which were severally read and referred to the Committee on Finance.

Mr. Oliver presented

No. 4295. An Ordinance re-establishing the grade of Bethel Place, from Sheridan avenue to Collins avenue.

Also

No. 4296. An Ordinance establishing the grade of Gladsfield street, from Grotto street to the City Line.

Also

No. 4297. An Ordinance re-establishing the grade of the southerly sidewalk of Salisbury street, from Eleanor street to Conway street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 4298. An Ordinance authorizing the purchase from the Citizens Savings Bank of Pittsburgh of certain tracts or pieces of land situate in the Twenty-fifth ward of the City of Pittsburgh for the sum of Eight Thousand (\$8,000.00) Dollars, and making the appropriation therefor.

Also

No. 4299. Resolution authorizing the issuing of a warrant in favor of Dr. C. C. Moore for \$238.84, reimbursing him for repairs to automobile damaged by running into a curb near Forbes street entrance to Schenley Park on account of roadway being insufficiently lighted, and charging same to Code Account No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also

No. 4300. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Ellis street and Hawkins avenue, from a point about 185 feet south of Hawkins avenue to the existing sewer on Hawkins avenue at Shelton avenue, and authorizing the setting aside of the sum of \$2,300.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Also

No. 4301. An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repairing the floor system and lower chords of the Negley Avenue Bridge over the Pennsylvania Railroad, and providing for the payment of the costs thereof.

Also

No. 4302. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of a public sewer on Broad street, from Sheridan street to North Beatty street, and authorizing the setting aside of the sum of Ten Thousand (\$10,000.00) Dollars, from Bond Fund Appropriation No. 232, for the payment of the cost thereof.

Also

No. 4303. An Ordinance repealing a certain part of Portion "C" of Ordinance No. 391, widening certain portions of Second avenue, in the First ward, between Grant street and the westerly line of Shingiss street produced, etc., approved August 30th, 1921.

Also

No. 4304. Resolution approving the payment of \$969.46 to Booth & Flinn, Ltd., for extra work on the contract for the grading, regrading, paving, repaving, curbing, recurbings, etc., of Webster avenue, from Fullerton street to Roberts street, and authorizing the City Controller to charge the same as part of the cost of said improvement.

Also

No. 4305. Communication from Women's Welfare Association of the Twenty-sixth ward, asking that Spring Garden avenue be repaved.

Also No. 4306. Communication from Federation of Civic Bodies of the North Side relative to the improvement of Spring Garden avenue, Twenty-sixth ward.

Also No. 4307. Petition of business firms, professional men and others asking that Spring Garden avenue be repaved.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 4308. Resolution authorizing the issuing of a warrant in favor of Moss & Blakeley Plumbing Company for \$74.50, in payment of claim for extending the sewer connection from the main sewer to the curb line in front of the property of Dr. Kunkle on Monitor Street at Shady avenue, and charging same to Code Account No. 42, Contingent Fund.

Also No. 4309. Resolution authorizing the issuing of a warrant in favor of G. W. McKay, registered plumber, for the sum of \$115.20, in payment of claim for repairing sewer lateral from the main sewer to the curb in front of the property of Mrs. J. G. McEwan at 1711 Realty street, and charging same to Appropriation No. 42, Contingent Fund.

Which were read and referred to the Committee on Finance.

Also No. 4310. Resolution authorizing the issuing of a warrant in favor of the Scott A. White Company for \$1,737.64 for repairing roof at Ross Pumping Station, and charging same to Appropriation No. 203-C, Bureau of Water.

Also No. 4311. Resolution authorizing the issuing of a warrant in favor of the Allis-Chalmers Manufacturing Company, in the sum of \$1,679.00 in payment of parts for pumping engine at Brilliant Pumping Station, and charging same to Code Account No. D-1756.

Which were read and referred to the Committee on Filtration and Water.

The Chair (Mr. Henderson) presented

No. 4312. Resolution authorizing and directing the Collector of Delinquent Taxes to accept payment of taxes against property of Kathryn

M. Hutchison, situate in the Twenty-first ward, for the years 1920 and 1921, at face, namely, \$196.46.

Also No. 4313. Resolution authorizing the issuing of a warrant in favor of H. J. Stanger Company, registered plumbers, for \$74.86, in payment of claim for repairing sewer lateral connecting main sewer in front of property of H. J. Bruener at 2639 Brighton road, North Side, and charging same to Appropriation No. 42, Contingent Fund.

Also No. 4314. Communication from G. B. Hill asking that a sufficient sum of money be included in the 1922 appropriations for the construction of the Dallas avenue relief sewer.

Also No. 4315. Communication from the Civic Club of Allegheny County relative to an appropriation for the Shade Tree Commission for 1922.

Also No. 4316. Communication from the Carnegie Institute of Technology asking that certain public improvements be made in the vicinity of the Technical Schools.

Which were severally read and referred to the Committee on Finance.

Also No. 4317. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$4,264.84 for extra work done on the contract for repaving Beaver avenue, from Juniata street to Sheffield street, and charging same to Contract No. 1164 on file in the City Controller's Office.

Which was read and referred to the Committee on Public Works.

Also No. 4318. Communication from the Allied Boards of Trade submitting list of active members of the organization, and also a list of those who are opposed to the ordinance for the reorganization of the Pittsburgh Railways Co.

Also No. 4319. Communication from the Chartiers Board of Trade asking for a further hearing on the ordinance for the reorganization of the Pittsburgh Railways Company.

Also No. 4320. Communication from the Homewood Board of Trade asking for a hearing on the ordinance for the reorganization of the Pittsburgh Railways Company.

Also

No. 4321. Communication from the Lincoln District Board of Trade asking for a further hearing on the ordinance for the reorganization of the Pittsburgh Railways Company.

Which were severally read and referred to the Committee on Public Service and Surveys.

REPORTS OF COMMITTEES.

Mr. Garland presented.

No. 4322. Report of the Committee on Finance for November 29, 1921, transmitting an ordinance and sundry resolutions to Council.

Which was read received and filed.

Also, with an affirmative recommendation,

Bill No. 4259. An Ordinance entitled, "An Ordinance granting to Andrew Doebla and Michael J. Doebla, trading as the Doebla Wagon Company, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain the said three-story brick building as the same now is located on and projects over East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure or building shall stand."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3929. Resolution authorizing and directing the Director

of the Department of Public Safety to extend the leave of absence of Robert L. Van Dyke, an employee of the Division of Accounts and Permits, for a period of three months from October 31st, 1921, and authorizing the issuing of warrants in payment of the salary of said Robert L. Van Dyke, the same to be charged to Code Account No. 1444, Item A, Salaries, Regular Employees, Bureau of Police.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4051. Resolution authorizing the issuing of a warrant in favor of H. C. McEldowney, Treasurer for General Committee in charge of official visit of Marshal Ferdinand Foch of France, for the sum of \$2,500.00 to help defray the expense of the visit of Marshal Foch to the City of Pittsburgh on November 10th, 1921, and charging same to Appropriation No. 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4188. Resolution authorizing the issuing of a warrant in favor of J. Szkola in the sum of \$25.00, refunding fine in the suit of the Bureau of Building Inspection, and charging the same to Appropriation No. 42.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 4181. Resolution authorizing and directing the Department of Law to cancel the deed conveying lot No. 42 in Christian Siebert's Plan, to Peter Kuzera, and authorizing the issuing of a warrant in favor of said Peter Kuzera in the sum of \$280.00 (\$130.00 of which is a refund of the deposit of ten per cent of the purchase price, and \$150.00 for counsel fees and examination of title to said lot, the same to be charged to Code Account 42 (Contingent Fund).

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4208. Resolution authorizing the Mayor to execute and deliver to Mrs. Fredericka Reidenbach a lease for a triangular parcel of ground under the Shadeland avenue viaduct, for the purpose of erecting thereon a part of a garage by said Fredericka Reidenbach on the Courtland street end of lot No. 8 in said plan, for the annual rental of \$10.00, payable in advance; said lease to contain a clause that the lessee, her heirs, executors, administrator or assigns, shall, upon 60 days' notice, vacate said leased premises.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4088. Resolution authorizing and directing the Board of Water Assessors of the City of Pittsburgh to issue an exoneration to Jane R. Meighan on account of charge for water on premises at ¼ Sweeney street, Third ward, in the sum of \$28.38, being 50 per cent of the excess meter rate over the former flat rate.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson

Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4247. Resolution authorizing and directing the City Controller to transfer the sum of \$402.00 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, to Contract No. 5648, File No. 288, Mayor's Office File, entitled, "Reconstruction of a portion of Cunliffe Run Hollow Sewer across Wilmot street, etc.," for the purpose of paying the final estimate on this contract.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4248. Resolution authorizing and directing the City Controller to transfer the sum of \$3,750.00 from Bond Fund Appropriation No. 198-B, to Code Account No. 1591%, "Construction of a Foot Passage at the Boulevard of Allies opposite Magee street."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Oliver
English Robertson

Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

No. 4249. Whereas, the funds appropriated in several Code Accounts of the Bureau of Engineering to provide for the purchase of castings and for payment of wages and carfare are depleted and it is estimated that the aggregate sum of Four thousand six hundred fourteen (4,614.00) dollars will be required to cover the cost of payrolls and pay bills during the balance of the current fiscal year, and

Whereas, surpluses in excess of the aforesaid aggregate sum of Four thousand six hundred fourteen (\$4,614.00) dollars will occur in certain other Code Accounts of the Bureau of Engineering, now, therefore, be it

Resolved, that the City Controller be and he is hereby authorized and directed to make the following transfers:

Amounts.

\$ 200.00	From C. A. 1529—Repairs to C. A. 1526 — Miscellaneous Services, Division of Surveys.
200.00	From C. A. 1553—Materials, to C. A. 1551—Miscellaneous Services, Bridge Repairs.
80.00	From C. A. 1560—Materials to C. A. 1558—Miscellaneous Services, Bridge Repainting.
1,500.00	C. A. 1588-M—Test Pits, to C. A. 1560-A-3—Wages, Reg. Employees, Bridge Repairs.
750.00	C. A. 1591-E—Restoration of Bigelow Blvd. at Kirkpatrick street, to C. A. 1519—General Office Supplies.
800.00	C. A. 1590—General Repaving, to C. A. 1523—Castings.
1,084.00	C. A. 1576-E—Sewer Repair Schedule, to C. A. 1523—Castings.

\$4,614.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and

third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4250. Resolution authorizing and directing the City Controller to transfer \$5,000.00 from Code Account No. 1656, Materials, Asphalt Plants, to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plants, and \$500.00 from Code Account No. 1657, Repairs, Asphalt Plants, to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plants.

Which was read.

Mr. Garland presented

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4246. Resolution authorizing and directing the City Controller to transfer the sum of \$2,700.00 as follows:

From:

Code Account No. 48, Interest on overdue damages	\$1,500.00
Code Account No. 1005, Equipment, Council and City Clerk	900.00
Code Account No. 1006, Contingent Fund, Council and City Clerk	300.00
	<hr/>
	\$2,700.00

To:

Code Account No. 1003-B, Misc. Services (newspaper advertising, Council and City Clerk)	1,000.00
Code Account No. 1004, Cont. at No. 1060, Printing and Binding Municipal Record....	1,700.00
	<hr/>
	\$2,700.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4130. Resolution authorizing and directing the City Controller to transfer from Code Account No. to Code Account No. 1621, Wages, Temporary Employees, Cleaning Highways, the sum of \$70,000.00.

In Finance Committee, November 29, 1921, read and amended by striking out the words "to Code Account No. 1621, Wages, Temporary Employees, Cleaning Highways, the sum of \$70,000.00," and by inserting in lieu thereof the words, "No. 1736, \$1,000.00; Account No. 1744, \$1,000.00; No. 1751, \$1,000.00; No. 1752, \$10,000.00; No. 1755, \$11,000.00; No. 1756, \$1,000.00, to Code Account 1621, Wages, Temporary Employees, Cleaning Highways the sum of \$25,000.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 3985. Resolution authorizing the Mayor to execute and deliver a deed to Ellen Bond for lot No. 68 on Bower street, Twelfth ward, for the sum of \$875.00.

Which was read, and on motion of Mr. Garland, recommitted to the Committee on Finance.

Also, with a negative recommendation,

Bill No. 4032. Resolution exonerating James Joseph and Elizabeth S. Brennen from payment of liens, interest and costs on nine lots fronting on Washington Boulevard (taken by the City in condemnation proceedings), and authorizing and directing the City Solicitor to satisfy said liens of record and charge the costs to the City.

Which was read.

Mr. Garland moved

That further action on the resolution be indefinitely postponed.

Which motion prevailed.

Mr. Robertson presented

No. 4323. Report of the Committee on Public Works for November 29, 1921, transmitting sundry ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3995. An Ordinance entitled, "An Ordinance widening Chestnut street, in the Twenty-third ward of the City of Pittsburgh, from the southerly line of East Ohio street to the northerly line of Lockhart street, and providing that the cost, damages and expenses occasioned

thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3996. An Ordinance entitled, "An Ordinance authorizing and directing the grading, to certain widths, paving and curbing of Webster avenue, from Orion street to Blessing street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And there being three-fourths of the votes of council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 3997. An Ordinance entitled, "An Ordinance authorizing and directing the grading, regrading, paving, repaving, curbing and recurb-ing of Blessing street, from Webster avenue to a point 114.87 feet north of the north property line of Dollar Sav-ings Bank, and providing that the costs, damages and expenses of the same be assessed against and col-lected from property specially bene-fited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to al-low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-ably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of As-sembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4150. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Leister street, Rife street and Rostock street, from a point about 10 feet southwest of Lappe Lane to the existing sewer on Rostock

street west of Rife street, with a branch sewer on Leister street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to al-low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-ably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Coun-cil being in the affirmative, the bill passed finally.

Also

Bill No. 4213. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Hastings street, and Selwyn street, from a point about 130 feet north of Selwyn street to the existing sewer on Elysian street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to al-low the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agree-ably to law, and were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4214. An Ordinance entitled, "An Ordinance authorizing and directing the construction of a public sewer on Trenton street, from a point about 15 feet southwest of Gertrude street to the existing sewer on Second avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4260. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of public sewers in the Nine Mile Run Drainage Basin on Angoria way, from a point about 20 feet south of the City Line to the existing sewer on Angora way north of Rod way, and on Wilkinsburg avenue and Exley way from the northeast line of Wilkinsburg avenue to the exist-

ing sewer on Exley way southwest of Wilkinsburg avenue, describing same and setting aside the sum of Twenty-eight thousand (\$28,000.00) dollars from the proceeds of the Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 4261. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the North and Irwin Avenue Bridges, and authorizing setting aside of Fifty-one thousand (\$51,000.00) dollars from the proceeds of the North and Irwin Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.
Dailey
English
Garland
Henderson (President Pro tem.)

Oliver
Robertson
Winters

Ayes—7.
Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver presented

No. 4324. Report of the Committee on Public Service and Surveys for for November 29, 1921, transmitting sundry ordinances and a lot plan to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4194. Plan of Garden Square, situated in 27th Ward, City of Pittsburgh, laid out by the Pittsburgh City Garden Company, and the dedication of the streets and way shown therein.

Which was read, accepted and approved by the following vote:

Ayes—Messrs.

Dailey
English
Garland
Henderson (President Pro tem.)

Oliver
Robertson
Winters

Ayes—7.
Noes—None.

Also

Bill No. 4195. An Ordinance entitled, "An Ordinance accepting the Plan of Garden Square in the Twenty-seventh ward of the City of Pittsburgh, laid out by the Pittsburgh City Garden Company, accepting the dedication of Ancy way, Dickson street, Pitler street, Plough street and Mullins street, as shown thereon for public use for highway purposes; opening and naming the same and establishing the grades on Ancy way, Dickson street, Pitler street, Plough street and Mullins street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Henderson (President Pro tem.)

Oliver
Robertson
Winters

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4142. An Ordinance entitled, "An Ordinance vacating Maynard street, in the Fourteenth Ward of the City of Pittsburgh, from Squirrel Hill avenue to its southwestern terminus as laid out in the Murdoch Farms Plan as approved and recorded in the Recorder's Office of Allegheny County in Plan Book, vol. 27, pages 68-71."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey
English
Garland
Henderson (President Pro tem.)

Oliver
Robertson
Winters

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4198. An Ordinance entitled, "An Ordinance accepting the dedication of certain property in the 12th Ward of the City of Pittsburgh, for public use for highway purposes, for the widening of Torrens street, from Hamilton avenue to the northerly line of the right-of-way of the Pennsylvania Railroad."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	(President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4199. An Ordinance entitled, "An Ordinance repealing Ordinance No. 498, approved November 12, 1921, entitled 'An Ordinance locating the Boulevard of the Allies to a variable width, from Pride street to Tustin street, in the First and Fourth wards of the City of Pittsburgh, by revising the lines thereof and including therein the Boulevard of the Allies of a variable width, so that the Boulevard as widened, shall be included within the street lines as hereinafter described,' recorded in Ordinance Book, vol. 33, page 59."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	(President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4201. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and establishing the grade on Irvine street from Greenfield avenue to the southerly line of the Peoples Savings Bank Plan."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	(President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4202. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalk and establishing the grade on Willock street, from the southerly boundary line of the Peoples Savings Bank Plan to Minden street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4203. An Ordinance entitled, "An Ordinance changing the name of Willock street, in the Fifteenth ward, to 'Irvine street.'"

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4204. An Ordinance entitled, "An Ordinance fixing the width and position of the curb lines, roadway and sidewalks on Tesla street, from Bigelow street to Loretta street; establishing the grade, and providing for the sloping and parking of the portion of said Tesla street lying without the lines of the sidewalks and roadway."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4205. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway of Malvern avenue, from Fair Oaks street to Plainfield street, and establishing the grade of Malvern avenue, from the southerly line of the Murdoch Farms Plan to Plainfield street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4240. An Ordinance entitled, "An Ordinance re-establishing the grade of the Boulevard of the Allies, in the First ward of the City of Pittsburgh, from Bluff street to a point 100 feet east of Pride street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	(President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4241. An Ordinance entitled, "An Ordinance re-establishing the grade of Bluff street, in the 1st Ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	(President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4254. An Ordinance entitled, "An Ordinance re-establishing the grade of Fair Oaks street, from Wilkins avenue to Inverness avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	(President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4255. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway and re-establishing the grade of Edgerton avenue, from South Dallas avenue to Lloyd street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	(President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4257. An Ordinance entitled, "An Ordinance granting unto the H. J. Heinz Company, its successors and assigns, the right to construct, maintain and use a 12" cast iron pipe and 2" water line under and across Heinz street, located four feet south of Saw Mill way, also under and across Saw Mill way, located three feet west of Heinz street, for the purpose of heating garage and laundry, property of H. J. Heinz Co., 23rd Ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters

Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4144. An Ordinance entitled "An Ordinance designating Nero way as the name of an Unnamed 20 Foot Way in the 8th Ward of the City of Pittsburgh, from Minerva street to Mott way, as shown in Mrs. Eliza J. Woolslayer Plan of Lots, and establishing the grade thereof."

In Public Service and Surveys Committee, November 29, 1921; Read and amended by striking out the words "Nero Way" and by inserting in lieu thereof the words "Nickel Way," in Section 1 and the title, and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Oliver moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by council, was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Henderson
English	Oliver
Garland	Robertson

Winters (President Pro tem.)

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Winters presented

No. 4325. Report of the Committee on Filtration and Water for November 29th, 1921, transmitting a resolution to council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4222. Resolution authorizing the issuing of a warrant in favor of James H. McQuade & Sons Co. for \$498.80, and charging same to Appropriation No. 203, Water Bonds, Series "A," 1919, the said amount being full payment for labor furnished incident to laying 6 inch water line on Washington Boulevard, west of Brilliant Pumping Station.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson

Garland . Winters
Henderson (President Pro tem.)

Ayes—7.
Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey presented

No. 4326. Report of the Committee on Public Safety for November 29, 1921, transmitting two resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4178. Resolution authorizing the issuing of warrants in favor of the following person and firm in payment of claims for services rendered the Department of Public Safety and its several bureaus, and charging the amounts to the appropriation items shown below:

Schedule	Amount	Appropriation No.
Dr. William A. Caven	\$ 26.00	44-M
National Bureau of Criminal Identification	100.00	1447

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4075. Resolution authorizing the issuing of a warrant in favor of Animal Rescue League of Pittsburgh in the sum of \$1,108.23, in payment of claims contracted for by the Department of Public Safety without competitive bids, and charging the amount to Appropriation No. 1160.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey Oliver
English Robertson
Garland Winters
Henderson (President Pro tem.)

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Dailey also presented

No. 4327. Report of the Committee on Public Safety for November 30th, 1921, transmitting an ordinance to council.

Which was read, received and filed.

Also, with an affirmative recommendation, pending approval of Law Department.

Bill No. 4125. An Ordinance entitled, "An Ordinance providing for the licensing and regulating of Second hand Dealers in the City of Pittsburgh, and providing penalties for violation thereof."

Which was read.

Also

No. 4328.

City of Pittsburgh, Penna.,
December 2, 1921.

City Council,
Gentlemen:

In the matter of Bill No. 4125 being an ordinance providing for the licensing and regulating of second-hand dealers of the City of Pittsburgh, and providing penalties for the violation thereof, I advise you:

That the bill appears to be in proper legal form with the exception of the penalty in Section 7, where it reads that a fine may be imposed not exceeding \$100.00, or the party convicted may be imprisoned in the County Jail or Workhouse for a term not exceeding six months or both, etc.

The matter of the imprisonment is illegal, as under the Act of 1901, the City Council cannot impose in its ordinances a penalty with judgment of imprisonment exceeding thirty days. This ordinance must therefore be amended so as to limit the term of imprisonment to thirty days. Otherwise the ordinance meets with my approval.

Respectfully,
Chas. B. Pritchard,
City Solicitor.

Which was read, received and filed.
Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of Bill No. 4125.

Which motion prevailed.

And the bill was read a second time.

Mr. Dalley moved

To amend the bill in Section 7 by striking out the words "six ((6) months" and by inserting in lieu thereof the words "thirty (30) days."

Which motion prevailed.

And the bill as amended, was laid over for reprinting.

MOTIONS AND RESOLUTIONS.

Mr. Dalley presented

No. 4329. Resolved, That the City Council of Pittsburgh send a representative or representatives to the hearing on the Lake Erie and Ohio River Canal before the United States Board of Engineers for Rivers and Harbors at Washington, D. C., on December 6th; Be it further

Resolved That the City Council of Pittsburgh favors the city government rendering such aid as may be necessary and proper in providing adequate municipal terminal facilities to be ready by the time the said waterway is ready for operation.

Which was read.

Mr. Dalley moved

The adoption of the resolution.

Which motion prevailed.

Mr. English presented

No. 4330. Communication from John J. Elwell owner of property in former Chartiers Township, at corner of Earl street and Norwood avenue, stating that he was notified by the Division of Plumbing and House Drainage, to find a new sewer connection with his property within five days.

Which was read and referred to the Committee on Health and Sanitation.

Mr. English moved

That the City Clerk be instructed to notify the Department of Public Health to take no further action in this matter until Council can take some definite action thereon.

Which motion prevailed.

Mr. Oliver arose and stated

That General Diaz would arrive at the Pennsylvania station

early tomorrow morning, leaving there at 7:50 A. M., going to the Davis Theatre, and Col. Jos. H. Thompson requested the members of council to be present to welcome the General.

Mr. Oliver stated that Col Jos. H. Thompson was anxious to have as many members of Council, as possible, present to welcome General Diaz, who would arrive at the Pennsylvania station early Tuesday morning, leaving there about 7:50 A. M. to go to the Davis theatre where speeches would be made, and, therefore, moved

That as many members of Council as possible be present to welcome General Diaz, Commander of the Italian Army during the World War, when he arrives at the Pennsylvania Station.

Which motion prevailed.

The Chair stated

That he would appoint Mr. Oliver to represent Council.

UNFINISHED BUSINESS.

Bill No. 4054. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with Andrew Doehla and Michael Doehla, trading as Doehla Wagon Company, owners of certain property, including a three story brick building, used as a wagon factory, situate on the southerly side of East Ohio street in the 23rd Ward of the City of Pittsburgh (formerly 8th Ward of the City of Allegheny) relating to the permission of the City to allow said building to extend beyond the southern line projected of said street as widened by ordinance known as No. 303 of the City of Pittsburgh, enacted and duly approved October 2nd, 1919, and to the making of various changes and alterations to the elevator of said building by extending it and also raising the building to the new level of said street to enable said partnership to have substantially the same access to the building from the street as it now has and providing the conditions and payment of the cost thereof."

In Council, November 7th, 1921, Bill read and laid on the table.

Which was read.

Mr. Robertson moved

That further action on the bill be indefinitely postponed.

Which motion prevailed.

Also

Bill No. 4145. An Ordinance entitled, "An Ordinance granting the consent of the City of Pittsburgh to the relocation of the tracks, route and appurtenant operating system of The South Side Passenger Railroad Company, its successors, lessees and assigns, and granting to said Company, its successors, lessees and assigns the right to enter upon, use and occupy certain streets and highways in the First Ward of the City of Pittsburgh, Pennsylvania."

In Council, November 21st, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Oliver moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4146. An Ordinance entitled, "An Ordinance granting the consent of the City of Pittsburgh to the relocation of the route of the Second Avenue Passenger Railway Company, and granting to the said Second Avenue Passenger Railway Company the right to operate cars over the said route with the consent of The South Side Passenger Railroad Company."

In Council, November 21st, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Oliver moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

Ayes—7.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 4147. An Ordinance entitled, "An Ordinance repealing so much of a certain ordinance entitled, 'An Ordinance granting unto Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh,' approved June 16, 1917, as relates to the entry upon, use and occupation of Fourth avenue, between Grant street and Ross street in the First ward of the City of Pittsburgh."

In Council, November 21st, 1921, Bill read a first time.

Which was read a second time and agreed to.

Mr. Oliver moved

A suspension of the rule to allow the third reading and final passage of the bill.

Which motion prevailed.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson (President Pro tem.)	

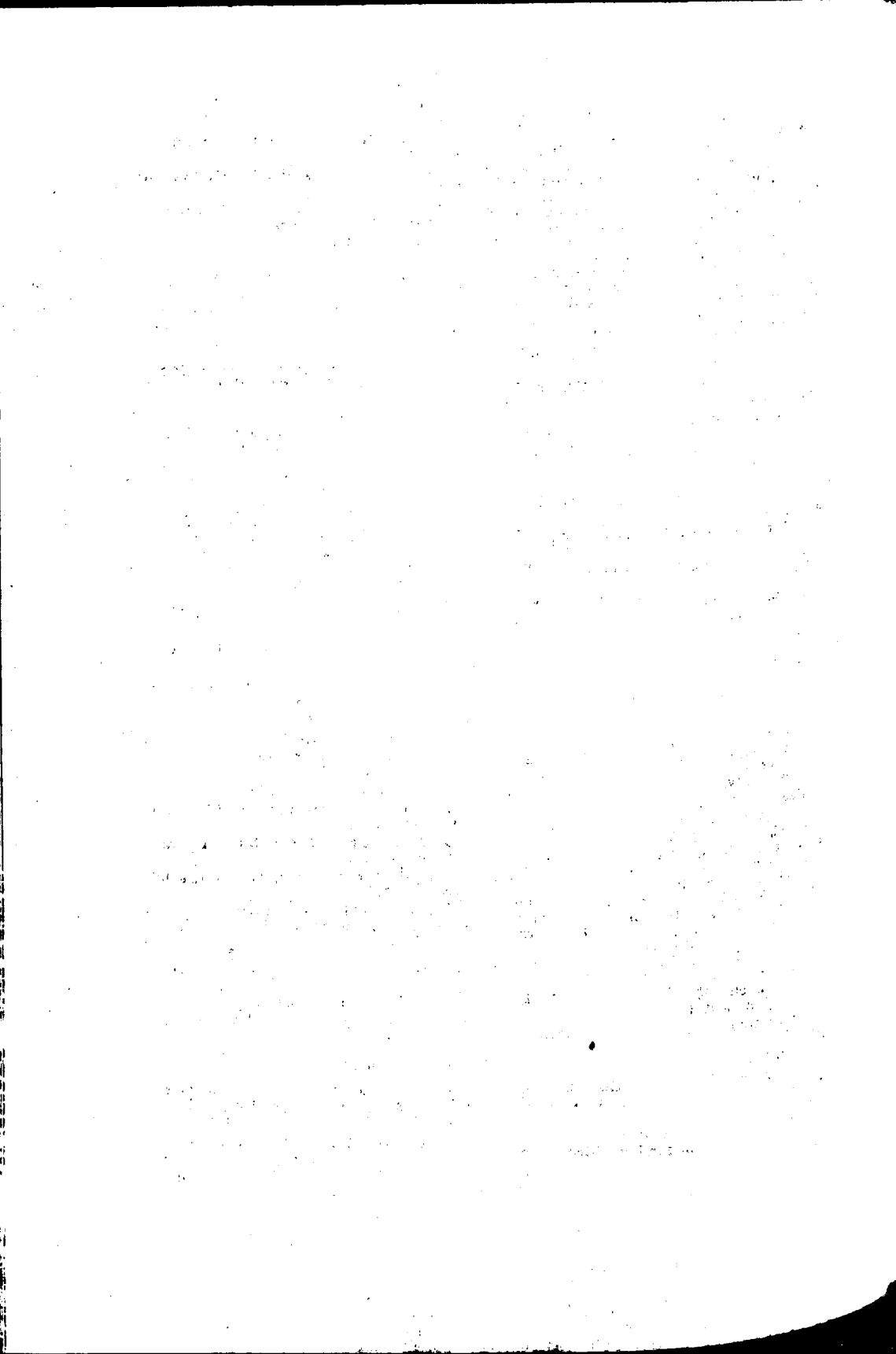
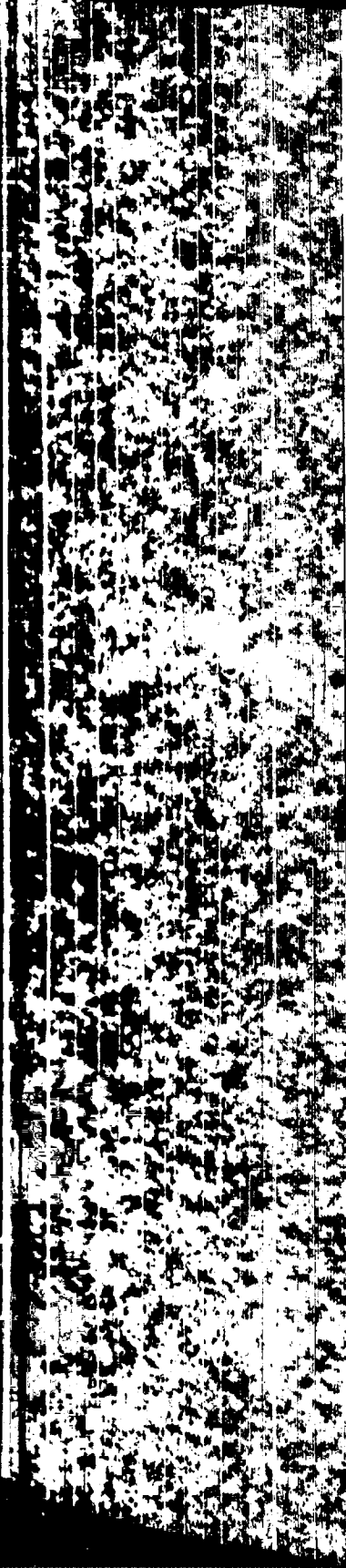
Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

And on motion of Mr. Winters

Council Adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Friday, December 9th, 1921.

No. 60.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,
Friday, December 9th, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa., December 9th, 1921.
Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Friday, December 9th, 1921, at 2 o'clock p. m., for the purpose of taking up such business as may come before the meeting.

Yours very respectfully,
John S. Herron,
President.

Charles Anderson
John H. Dailey
W. Y. English
Robt. Garland
John H. Henderson
W. H. Robertson
A. K. Oliver
Daniel Winters

Which was read, received and filed.

Present—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

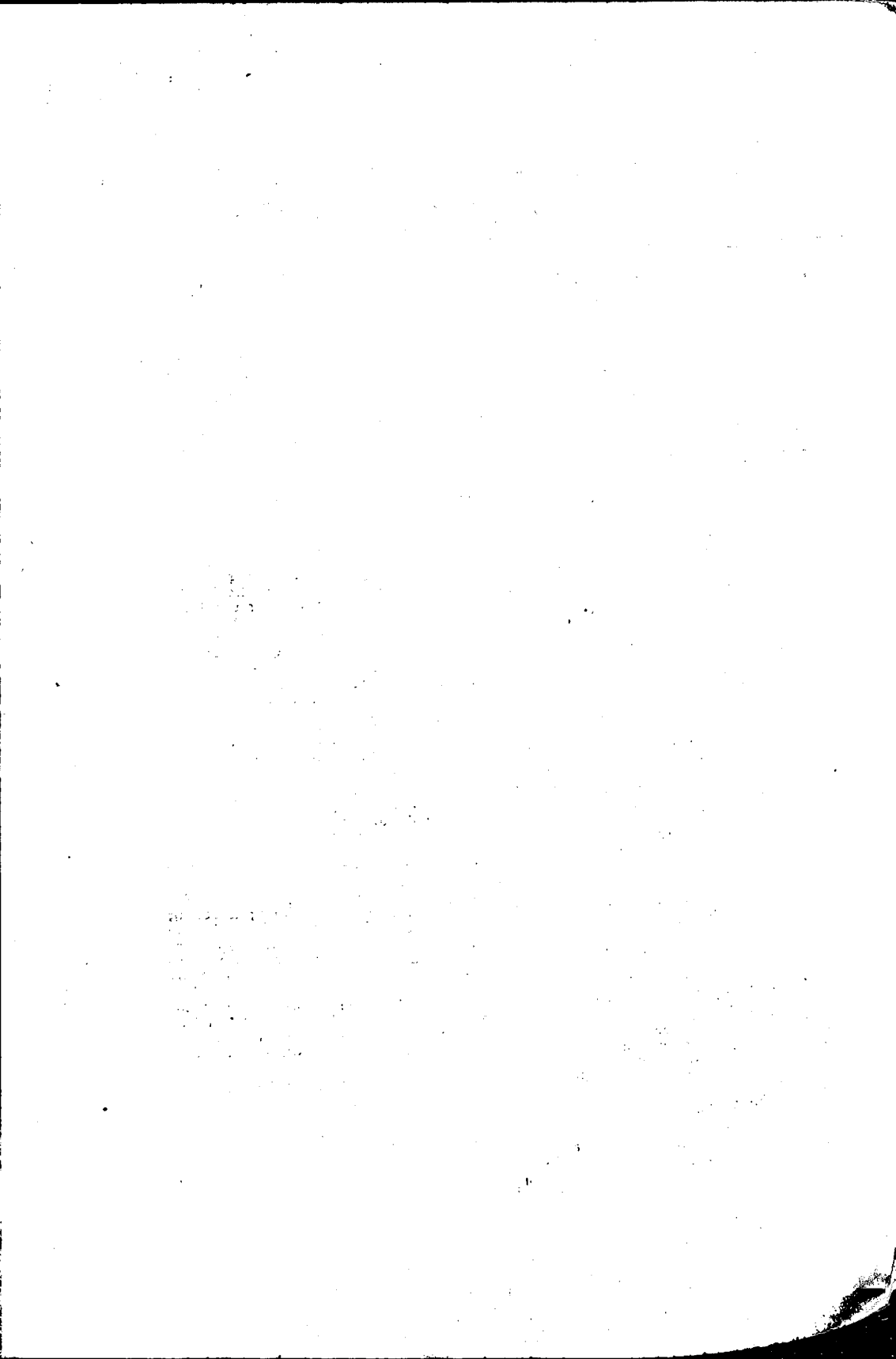
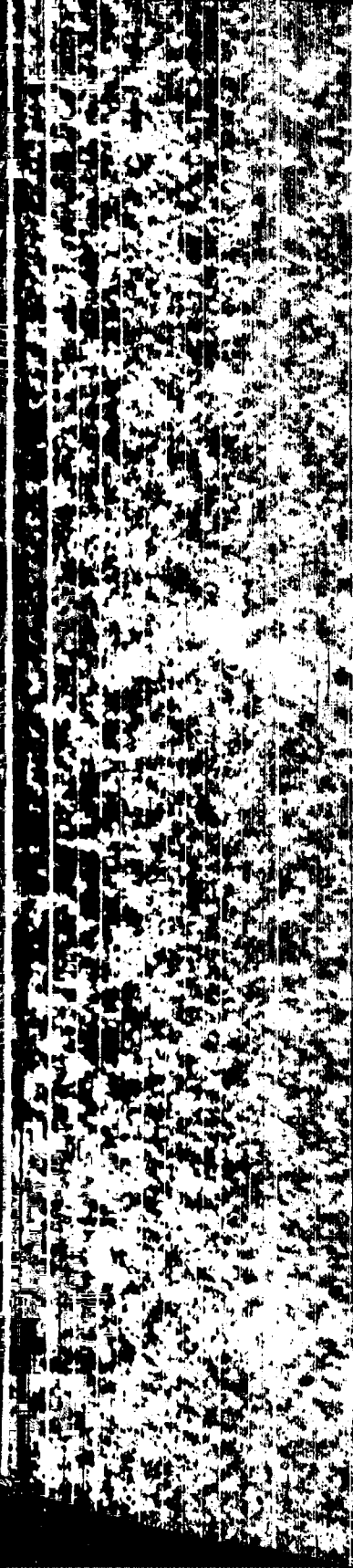
Mr. Oliver presented

No. 4331. An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute

and deliver, in the name of and for the City of Pittsburgh, a contract with the Philadelphia Company and the Pittsburgh Railways Company relating to the Re-organization of the Pittsburgh Railways Company and defining the relations between that Company and the City of Pittsburgh; said contract providing for the discontinuance of appeals of the City of Pittsburgh now pending in the Superior Court, commonly known as the valuation cases; approving the valuation of the assets of the Pittsburgh Railways Company as fixed by the Public Service Commission and an annual return on that valuation; creating and defining the powers of a Board of Control and Board of Arbitration to pass upon an annual Budget of the Company and other matters submitted to it under the contract, and fixing the compensation of the Board; fixing a sum to be paid to the City in lieu of and in substitution of bridge tolls, pole, car, wire, and gross receipts taxes, and releasing the Company from its liability to clean streets, providing for the payment to the City of a fixed sum in lieu of paving requirements providing remedies in case of deficits in the operating expenses and return on capital to the Company and providing for the disposition of its surplus earnings; providing for the adjustment of car fare; agreeing to compromise claims now due the City by the Pittsburgh Railways Company and providing for their payment; providing for the payment by the Company of judgments against it and the Receivers, and generally for the co-operation of the City with The Pittsburgh Railways Company to improve service, and fixing the term of said contract.

Which was read and referred to the Committee on Public Service and Surveys.

And on motion of Mr. Garland,
Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, December 12th, 1921.

No. 61.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, December, 12, 1921

Council met.

Present—Messrs.

Anderson	Henderson
Dalley	Oliver
English	Robertson
Garland	Winters
Herron (President)	

Mr. Dalley moved

That the minutes of Council for Monday, November 21st, and Tuesday, November 22nd, be approved.

Which motion prevailed.

PRESENTATIONS.

Mr. Anderson presented

No. 4332. An Ordinance authorizing the Director of the Department of Public Works to extend the grading of hillside, building of retaining wall and otherwise improving Bigelow boulevard, Contract No. 943, entered into with M. O'Herron Company on March 31, 1920, and authorizing the setting aside of the sum of \$5,358.17 from Appropriation No. 191, proceeds of the sale of Bigelow

Boulevard Bonds for the payment of the cost thereof.

Also

No. 4333. Resolution authorizing and directing the City Controller to transfer \$3,460.00 from Code Account No. 1316, Salaries, Regular Employees, Pittsburgh City Home, Mayview, Pa., to the following accounts:

\$ 600.00	to Code Account 1308, Relief of Quarantined Cases.
960.00	to Code Account 1311, Care of Feeble-Minded Patients.
500.00	to Code Account 1314, Pasteur Treatment.
1,400.00	to Code Account 1352, Wages, Regular Employees, Coal Mine.

Which were read and referred to the Committee on Finance.

Also

No. 4334. Resolution approving the payment of \$1,511.26 to Booth & Flinn, Ltd., for extra work performed in the grading, regrading, paving, repaving and otherwise improving to the re-established lines and grades of Diamond street from Smithfield street to Grant street, and authorizing the City Controller to charge the same as part of the cost of said improvement.

Which was read and referred to the Committee on Public Works.

Mr. Dalley presented

No. 4335. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1457, Item F, Equipment and Machinery, Bureau of Police.

Also

No. 4336. An Ordinance appropriating, transferring and setting over to Code Account No. 1461, Item A-1, Salaries, Regular Employees.

Bureau of Fire, from Code Account No. 42, Contingent Fund, the sum of \$11,500.00, being an unexpended balance of the sum of \$25,000.00 set aside and appropriated for contracts under and by virtue of an ordinance entitled, "An Ordinance providing for the letting of contracts for certain changes and improvements or portions of the north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles," approved June 6th, A. D. 1921, and recorded in Ordinance Book, Volume 32, Page 411.

Also

No. 4337. Resolution authorizing the issuing of a warrant in favor of The Pittsburgh Hospital for the sum of \$296.00 covering services rendered to sick and injured persons removed from the streets by police officers, and charging same to Code Account No. 42, Contingent Fund.

Which were severally read and referred to the Committee on Finance.

Mr. English presented

No. 4338. Communication from Mrs. Jennie E. Davis asking for a hearing relative to water rent assessed against property in the name of Walter Pringle, situate at 2836 Center avenue, Fifth ward.

Which was read and referred to the Committee on Finance.

Also

No. 4339. Report of the Department of Public Health showing amount of rubbish and garbage removed during the month of November, 1920, as compared with the month of November, 1921.

Which was read and referred to the Committee on Health and Sanitation.

Mr. Garland presented

No. 4340. Resolution authorizing the issuing of a warrant in favor of Monica Battles in the sum of \$....., T. Murray Locklin in the sum of \$..... and P. J. McArdle in the sum of \$....., being due as salary for services as stenographer, assistant investigator and investigator, respectively, in the Division of Investigation, Office of the City Clerk, with interest from date when salary was due to January 1st, 1922, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4341. Resolution authorizing the issuing of a warrant in

favor of Mrs. Lydia N. Algeo in the sum of \$218.77, in full settlement of claim against the City for damage to property by reason of the construction of a concrete retaining wall on Henderson street, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4342. Resolution authorizing the issuing of a warrant in favor of Mrs. Letitia Provan and John F. Provan, her husband, in the sum of \$850.00, in full settlement of all claims against the city for injuries received by Mrs. Provan by automobile being driven into a large hole in the roadway on Jancey street, and charging same to Appropriation No. 42, Contingent Fund.

Also

No. 4343. Resolution authorizing the issuing of a warrant in favor of Louis Gratz, in the sum of \$15.00, refunding amount paid for building permit No. 1982, issued to him in June, 1921, for brick duplex building to be erected on lot on Stanton avenue, which building has not been erected, and charging same to Code Account No. 42, Contingent Fund.

Also

No. 4344. Resolution authorizing and directing the Mayor to increase the amount of fire insurance carried on the Exposition buildings, under lease with the Western Pennsylvania Exposition Society, dated November 26, 1919, from \$250,000.00 to \$500,000.00.

Also

No. 4345. Resolution authorizing and directing the City Controller to transfer the aggregate sum of \$10,179.73 in the following amounts from certain Code Accounts of the Bureau of Engineering, and to credit same for the payment of the cost of completing the grading of the hillside, and construction of slope walls on the southerly side of Bigelow boulevard between Elm street and Herron avenue, under the terms of Contract No. 5699, entered into with A. L. Anderson & Bros., Inc.:

\$1,000.00 from Code Account 1522-F, Equipment, General Office.

900.00 from Code Account 1582-A-1, Salaries, Division of Streets.

8,279.73 from Code Account 1590-E, General Repaving, Division of Streets.

And authorizing the issuing of warrants drawn on this fund for the

payment of the cost of completing said work.

Also

No. 4346. Resolution authorizing and directing the City Controller to transfer \$3,000.00 from Code Account No. 41, Refunding Taxes and Water Rents, and \$7,000.00 from Appropriation No. 48, Interest on Overdue Damages, to Appropriation No. 42, Contingent Fund.

Also

No. 4347. Resolution authorizing and directing the City Controller to transfer \$1,500.00 from Code Account No. 1905, Salaries, Regular Employees, to Code Account No. 1908, Supplies and \$422.04 from Code Account No. 1905, Salaries, Regular Employees, to Oliver Bath (Special), in the Bureau of Recreation, Department of Public Works.

Also

No. 4348. Resolution authorizing and directing the City Controller to transfer the sum of \$75.00 from Appropriation No. 1109-C, Supplies, to Appropriation No. 111-F, Equipment, Department of City Planning.

Also

No. 4349. Resolution authorizing and directing the Mayor to execute and deliver a deed to the Harford Real Estate and Exchange Company for Lot No. 66 in the Conestoga Plan, situate on Charles street, Thirteenth ward, for the sum of \$400.00.

Which were severally read and referred to the Committee on Finance.

Also

No. 4350. Petition of residents of the Schenley Heights District, Fifth ward, asking for the construction of steps from Dakota street to Andover terrace via Alota way.

Which was read and referred to the Committee on Public Works.

Mr. Henderson presented

No. 4351. An Ordinance providing for the letting of a contract or contracts for painting and redecorating the Music Hall and Main Reading Rooms of the Carnegie Free Library of Allegheny building.

Also

No. 4352. An Ordinance providing for the letting of a contract for fifty (50) more or less park benches for the Bureau of Highways and Sewers.

Which were read and referred to the Committee on Parks and Libraries.

Mr. Oliver presented

No. 4353. Petition for the vacation of Valley street, from Forty-first street to Almond way.

Also

No. 4354. An Ordinance vacating Valley street, between Forty-first street and Almond way, in the Ninth ward of the City of Pittsburgh.

Also

No. 4355. Petition for the vacation of Valley street, from Forty-fourth street to Long way.

Also

No. 4356. An Ordinance vacating Valley street, between Forty-fourth street and Long way, in the Ninth ward of the City of Pittsburgh.

Also

No. 4357. An Ordinance fixing the width and position of the sidewalks and roadway, and re-establishing the grade of East street from Tripoli street to Royal street.

Which were severally read and referred to the Committee on Public Service and Surveys.

Mr. Robertson presented

No. 4358. An Ordinance fixing the rental of storerooms, stalls and stands in the North Side Market House, and providing the regulations pertaining to said storerooms, stalls and stands.

Also

No. 4359. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a 48-inch brick sewer on Twenty-fourth street, from the existing outlet north of Railroad street to a point at or near the U. S. Government Harbor Line, and authorizing the setting aside of the sum of \$5,200.00 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Also

No. 4360. An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Relief Sewer on Minton street, from Brooch way to the existing sewer on Glen Mawr avenue, and authorizing the setting

aside of the sum of \$2,000.00 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for payment of the cost thereof.

Also

No. 4361. Resolution authorizing the issuing of a warrant in favor of D. Collins Company for the sum of \$591.14 for extra work done on contract for the construction of new curb and sidewalk on the north erly side of Bigelow boulevard from Seventh avenue eastwardly, and charging same to Contract No. 1214, on file in the City Controller's Office.

Which were severally read and referred to the Committee on Public Works.

Mr. Winters presented

No. 4362. Petition of street improvement committee of the Eighteenth ward Board of Trade, asking that Warrington avenue, Climax street and Beltzhoover avenue in said ward be repaved.

Also

No. 4363. Resolution authorizing and directing the City Controller to transfer \$525.00 from Code Account No. 1755, Supplies, to Code Account No. 1757, Repairs; and \$200.00 from Code Account No. 1755, Supplies, to Code Account No. 1758, Equipment, Bureau of Water.

Also

No. 4364. Resolution authorizing and directing the City Controller to transfer \$925.00 from Code Account No. 1761, "Wages Regular," Distribution Division, Bureau of Water, to Code Account No. 1762, Miscellaneous Services, Distribution Division, Bureau of Water.

Which were read and referred to the Committee on Finance.

Also

No. 4365. An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret B. Blair and Antoinette Goldy Kuhn, whereby the said parties shall give license, privilege and right of way to maintain a city water main and appurtenances extending through their property in the Fourteenth ward from Fifth avenue to a point on a private drive in the Thomas M. Howe Estate Plan.

Which was read and referred to the Committee on Filtration and Water.

The Chair presented

No. 4366. Communication from N. F. Brown, Director, Department of Public Works, relative to certain additional work necessary in the construction of the Boulevard of the Allies on Forbes street at Brady street.

Also

No. 4367. Report of the Department of Public Works relative to the liability of the Pennsylvania Railroad Company to maintain the bridges over its road on Centre avenue, Shady avenue and South Highland avenue.

Also

No. 4368. Communication from the McGrail-Coyne Post, Veterans of Foreign Wars, protesting against the City making an appropriation towards the maintenance of the Soho Public Baths.

Which were severally read and referred to the Committee on Finance.

Also

No. 4369. Communication from S. N. Wagner asking for the construction of a sewer in Swan way.

Also

No. 4370. Communication from the Spring Garden Board of Trade enclosing petition of business people for the improvement of Spring Garden avenue.

Also

No. 4371. Communication from Frank C. Demmler suggesting that the space under the ramp of the Boulevard of the Allies on Second avenue be used for storage purposes.

Also

No. 4372. Resolution authorizing the issuing of a warrant in favor of J. Vincent Sexton for the sum of \$184.00, for lost time on account of injuries received while in the performance of his duties as an employe of the Bureau of Recreation, and charging same to Code Account No. 1913, Item A, Salaries, Regular Employes, Washington Park, Bureau of Recreation.

Also

No. 4373. Resolution authorizing the issuing of a warrant in favor of Christ Donatelli for the sum of \$22,709.80, for payment of certain extra work done in connection with the contract for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton districts; Kelly street, Bennett street and private property from Fielding way to private prop-

erty near Idlewild street, and charging same to Bond Fund Appropriation No. 215, Contract No. 1069.

Also

No. 4374. Petition of property owners and business men asking that the sidewalks in front of buildings at Nos. 4308 to 4326 Butler street be repaired.

Which were severally read and referred to the Committee on Public Works.

Also

No. 4375.

City of Pittsburgh, Penna,

December 9, 1921.

President and Members of
City Council,

Pittsburgh, Pa.

Gentlemen:

I return herewith, without my approval, Bill No. 4259, same being an ordinance granting permission to the Doehla Wagon Company to maintain a property projecting into East Ohio street. This ordinance, I take it, is a perpetual grant.

The East Ohio street improvement is one of the greatest in Pittsburgh. The street as now rebuilt, raised, widened and repaved, is a most creditable work. It does not seem right and fair that any individual property holder should be given the right to keep a building on a street for all time.

The head of the Department of Public Works is not in favor of this ordinance and the Law Department does not approve of it. If it is the judgment of the commissions that some consideration should be given this company, they should at least limit the time they will occupy the city's property, at which time they should move back and not forever mar the beauty of this boulevard.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read, and on motion of Mr. Robertson laid over for one week, and a copy to be sent to each member.

Also

Bill No. 4259. An Ordinance entitled, "An Ordinance granting to Andrew Doehla and Michael J. Doehla, trading as the Doehla Wagon Company, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain the said

three-story brick building as the same now is located on and projects over East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure shall stand."

In Council December 5, 1921. Rule suspended, bill read three times and finally passed.

Which was read.

Mr. Dailey moved

That further action be postponed for one week, and a copy be furnished each member.

Which motion prevailed.

UNFINISHED BUSINESS.

Bill No. 4125. An Ordinance entitled, "An Ordinance providing for the licensing and regulating of second-hand dealers in the City of Pittsburgh, and providing penalties for violation thereof."

In Council December 5, 1921. Bill read a first time, rule suspended, read a second time and amended in Section 7 as shown in red, and laid over for reprinting.

Which was read.

And the bill, as read a second time and amended, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally,"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Winters
Herron (President-	

Ayes—9.

Noes—none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

REPORTS OF COMMITTEES.

Mr. Garland presented

No. 4376. Report of the Committee on Finance for December 6, 1921, transmitting sundry ordinances and resolutions to council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4298. An Ordinance entitled, "An Ordinance authorizing the purchase from the Citizens Savings Bank of Pittsburgh of certain tracts or pieces of land situate in the Twenty-fifth ward of the City of Pittsburgh for the sum of Eight Thousand (\$8,000.00) Dollars, and making the appropriation therefor."

Which was read.

Mr. English arose and said:

Mr. President, the Citizens Committee on City Plan through its representative has asked for information regarding the appropriation for the purchase of this round. They want to know if we intend to cut down on bond items already agreed upon in conference with them. You will recall that the Council pledged itself to set aside from the playground fund \$81,000.00 for the purchase and equipment of property in the Hill district, and \$50,000.00 for the purchase and equipment of property in the Bloomfield district. If this \$81,000.00 as provided in the ordinance now under consideration is taken from the playground bonds it will be necessary to reduce the amount for either one or both of the above appropriations already agreed upon.

The Citizens Committee on City Plan has done splendid work in assisting the City Council in this important matter of playgrounds, and I believe it would be a discourteous act to deny this organization the information they seek.

I therefore move that the ordinance be laid on the table in Council until it can furnish the information desired.

Upon which motion the Chair ordered a call of the ayes and noes, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Alderson	Henderson
English	Oliver
Garland	Winters

Noes—Messrs.

Dalley	Robertson
Herron (President)	

Ayes—6.

Noes—3.

And a majority of the votes being in the affirmative, the motion prevailed.

Also

Bill No. 4244. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and condemning by the City of Pittsburgh

of certain property of Christian Burkel, George Columbus and Clara M., his wife; S. A. Craig, Donald Coultts and Ottelia, his wife; Thomas H. Davis, Alexander Dempster, William W. Ford, W. W. Ford, Fairhaven Building and Loan Association, Daniel E. Gallagher and Paulina, his wife, James F. Gilson, J. E. Garigan, Charles R. Gisler, William Joseph Graney, Frederick Hampe, Robert E. Heber, Eva I. Jamieson, John King and Mary E., his wife; Mary M. Loughran, J. L. Lewis, Mrs. Minnie Lindsay, George H. Lepper, Guy A. Murphy, Stefan Machaj and Stefania, his wife; John R. Miller and Edna, his wife; John C. Miller, Victor H. Myers and Alta, his wife W. Miller, H. R. Miller, James L. McKee, J. M. McClaren, Pennsylvania Savings Fund and Loan Association, Pittsburgh & West Virginia Railway Company, H. Rautenstrauch, J. Shafer, Leo J. Sweeney and Irene J., his wife; Mrs. A. Steel; Cvijan Valemirovich and Draga, his wife; J. Williams Heirs and J. B. Zimmerman, situate in the Eighteenth ward of the City of Pittsburgh, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4284. An Ordinance entitled, "An Ordinance authorizing the taking, using, appropriating and

condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh and West Virginia Railway Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann, et al., William Weinmann, et al., Mathias Weinmann and West Side Belt Railroad Company, situate in the Nineteenth ward of the City of Pittsburgh and Lower St. Clair Township, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4289. Resolution authorizing the issuing of a warrant in favor of The Allegheny County Emancipation and Historical Society in amounts aggregating \$1,000.00, upon the production and proper audit of vouchers for expenses incurred by said Society in the celebration of the Emancipation Proclamation, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4280. Resolution authorizing the issuing of a warrant in favor of I. L. Gillespie in the sum of \$1,484.19, being in full payment for services rendered in the Department of Public Safety, and charge the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4279. Resolution authorizing the issuing of warrants in favor of the following District Commissioners in the Bureau of Police for monies expended by them in securing evidence against persons for illegal liquor selling, keeping disorderly houses and other violations of the law, and charging the amounts to the code account hereinafter specified, to wit:

Name.	Amt.	Code Acct.
Charles Johnston	\$ 32.49	42
Shriver Stewart	29.00	42
Animal Rescue League of Pittsburgh	1,080.18	1460

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4290. Resolution authorizing the issuing of a warrant in favor of the Liberty Flag and Decorating Company in the sum of \$80.00, in payment of official flag of Pittsburgh presented by Boy Scouts to the City of London, and charging the same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

English	Oliver
Dailey	Henderson
Garland	Robertson
Winters	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4288. Resolution authorizing the issuing of a warrant in favor of C. W. Norder for the sum of \$50.00, for engrossing and binding resolution presented to Ferdinand Foch, Marshal of France, during his visit to Pittsburgh, and charge same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4293. Resolution instructing the City Solicitor to settle with the following named property owners for 50 per cent of the amount assessed against them for the construction of a sewer on Stratton Lane: Laura J. Powell, Sylvester J. Mahoney, St. Julienne W. Fuller, Annie M. Negley, Catherine Burns, Ward W. and Ellsworth E. Eskey, Jacob Roesser, Hugo Diedrichs and Mary E., his wife; Carrie S. Lohr and Adam Edward Hufnagle, and charging the costs for filing liens against the above named to the City, and authorizing the issuing of warrants in favor of James T. Ewing, Mary Wilson Robinson, Louis E. Wirth and Clara Katherine, his wife, James Brown and William Kettles, and William D. Rowan for 50 per cent of the amount paid by them for the construction of said sewer, and charging the same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 2424. Resolution authorizing the issuing of a warrant in favor of George N. Norton, Captain in the Bureau of Fire, for the sum of \$63.34, covering 11 days' lost time by reason of slipping on sidewalk while on way to work, and charging the same to Code Account No. 44-M, Workmen's Compensation Fund.

In Finance Committee December 6, 1921. Read and amended by striking out the words "44, Workmen's Compensation Fund," and by inserting in lieu thereof the words "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4285. Resolution authorizing and directing the City Controller to transfer the sum of \$4,800.00 to Code Account 1231, Supplies, Tuberculosis Hospital, from the following code accounts:

Code 1217, Wages, Temporary Employees, Div. of Transmissible Diseases	\$1,500.00
Code 1228, Salaries, Regular Employees, Tuberculosis Hospital	1,000.00

Code 1229, Wages, Regular Employees, Tuberculosis Hospital	2,300.00
	\$4,800.00

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 3985. Resolution authorizing and directing the Mayor to execute and deliver a deed for lot No. 68 in Highland Park View Plan located on Bowers street, Twelfth ward, to Ellen Bond, for the sum of \$875.00.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4294. Resolution repealing Resolution No. 160, authorizing the Mayor to execute and deliver a deed for lot of ground situate in the Twelfth ward to

George Beres, on payment of \$650.00, approved May 2, 1918, and recorded in Resolution Book, Volume 3, Page 649.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4122. Resolution authorizing the proper City authorities to satisfy municipal liens at their face on payment of record costs, and all City taxes at their face beyond first penalty for delinquency, on property of A. M. Neeper, being lot No. 31 on the north side of Phillips avenue.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4123. Resolution authorizing the proper City officials to receive the face of liens and record costs and satisfy the same, and to

receive the face of tax liens without interest beyond first penalty for delinquency and satisfy the same, on property of Robert J. Coyle, Jr., being lots Nos. 57 and 58 on the north side of Hobart street.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4312. Resolution authorizing and directing the Collector of Delinquent Taxes to accept payment of taxes against property of Katheryn M. Hutchison, situate in the Twenty-first ward, for the years 1920 and 1921, at face, to wit, \$196.46.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4281. Resolution authorizing and directing the Board of Water Assessors to issue an additional exoneration to the Beth Hame-

dish Hagodal Church on account of charge for water in the sum of \$34.20, being 50 per cent of the excess of the meter rate over the former flat rate, on their property at 129 to 133 Washington place, Third ward.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4121. Resolution authorizing the Mayor to execute and deliver to Robert J. Coyle, Jr., deed for Lot No. 27, corner of Phillins avenue and Wightman street, for the sum of \$3,348.35. Said deed to express therein that it is subject to a first mortgage of the estate of J. H. McKelvy, in the sum of \$3,600.00.

In Finance Committee December 6, 1921. Read and amended by striking out "\$3,348.35" and by inserting in lieu thereof "\$3,825.43," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Garland also presented

No. 4377. Report of the Committee on Finance for December 9, 1921, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Mr. Garland moved

A suspension of Rule VIII, which provides that all bills and resolutions, when returned from committee, shall be printed and mailed to each member of Council at least 48 hours previous to a meeting of Council at which said bills or resolutions are to be considered.

Which motion prevailed.

Also, with an affirmative recommendation.

Bill No. 4182. An Ordinance entitled, "An Ordinance levying and assessing taxes and water rent for the fiscal year beginning January 1, 1922, and ending December 31, 1922, upon all property subject to taxation within the limits of the City of Pittsburgh."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dalley	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4131. Resolution authorizing the issuing of warrants in favor of the following persons and firms, and charging the same to Appropriation No. 42, Contingent Fund: William Penn Hotel Company, \$3,019.97
Julius Steinsapir 129.75
C. W. Norder 50.00

In Finance Committee December 9, 1921, read and amended by striking

out the words "C. W. Norder, \$50.00," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—S.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Robertson presented

No. 4378. Report of the Committee on Public Works for December 6, 1921, transmitting sundry ordinances to Council.

Also, with an affirmative recommendation,

Bill No. 4286. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of main and branch trunk sanitary sewers, including a lateral sanitary sewer connection in certain portions of the Saw Mill Run Drainage Basin, extending along Woodstock street, McKnight street, Banksville avenue, and private properties of C. M. Thurnblaser, Jas. O'H. Denny, Kirk Q. Bigham and W. Watson and R. E. Bulford, in Union Township, describing the same, and authorizing the setting aside of the sum of One Hundred Ten Thousand (\$110,000.00) Dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4300. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Ellis street and Hawkins avenue, from a point about 185 feet south of Hawkins avenue to the existing sewer on Hawkins avenue at Shelton avenue, and authorizing the setting aside of the sum of \$2,300.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—S.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4045. An Ordinance entitled, 'An Ordinance accepting the dedication of certain property in the Fourteenth ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same 'Kamin street' and establishing the grade thereon.'

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4216. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pittsburgh, Virginia and Charleston Railway Company and the Pennsylvania Railroad, for the construction of a foot bridge at South Fourth street over Carson street east and the railroad right of way to Manor street, and providing for the provisions thereof and for the payment of same."

In Public Works Committee December 6, 1921, read and amended in Section 1, Paragraph 8, by inserting in the blank space the words "42, Contingent Fund," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Robertson moved

That the amendment of the Public Works Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

English	Oliver
Dailey	Henderson
Garland	Robertson
Winters	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4046. An Ordinance entitled, "An Ordinance opening Kamin street, in the Fourteenth ward of the City of Pittsburgh, from Wendover street westwardly to the line dividing the properties now or late of Herman Kamin and the Sterling Land Company; establishing the grade thereon, and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time.

Mr. Robertson also presented

No. 4379.

Pittsburgh, Pa., Dec. 9, 1921.

Hon. John S. Herron,
Pres. of City Council,
Pittsburgh, Pa.

Dear Sir:

I am planning the erection of fourteen (14) houses to front on Kamin street, and I promise and agree to promptly proceed with the construc-

tion of these houses if the ordinance for the opening of Kamin street is promptly passed by Council.

Yours respectfully,

HERMAN KAMIN.

Which was read.

Mr. Dailey moved

That the communication be received and filed, and printed in full in the record.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Mr. Robertson also presented

No. 4380. Report of the Committee on Public Works for December 8, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4047. An Ordinance entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Larimer avenue, from Broad street to Frankstown avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions, of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No 4140. An Ordinance entitled, "An Ordinance widening a portion of Beechwood Boulevard in the Fourteenth ward of the City of Pittsburgh, to a uniform width of 56 feet, between points 222.87 feet and 241.87 feet northwardly from the first point of curve in the easterly line of said boulevard south of Saline street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being three-fourths of the votes of Council in the affirmative, the bill passed finally, in accordance with the provisions of the Act of Assembly of May 22, 1895, and the several supplements thereto.

Also

Bill No. 4301. An Ordinance entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repairing the floor system and lower chords of the Negley avenue bridge over the Pennsylvania Railroad, and providing for the payment of the costs thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4302. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of a public sewer on Broad street, from Sheridan street to North Beatty street, and authorizing the setting aside of the sum of Ten Thousand (\$10,000.00) Dollars from Bond Fund Appropriation No. 232, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were.

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4303. An Ordinance entitled, "An Ordinance repealing a certain part of portion 'C' or Ordinance No. 391, widening certain portions of Second avenue, in the First ward, between Grant street and the westerly line of Shingiss street produced, etc., approved August 3, 1921."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

And the bill was read a second time.

Mr. Robertson also presented

No. 4381.

City of Pittsburgh, Penna.,

December 9, 1921

Council of the City of Pittsburgh.

Gentlemen:

Replying to your communication of December 8, 1921, requesting the reasons for Bill No. 4303, being "An Ordinance repealing a portion of Ordinance No. 391, widening certain portions of Second avenue, in the First ward, between Grant street and Shingiss street."

This repealing ordinance was introduced at the solicitation of the Terminal Warehouse People and under advice of the Legal Department of the City, whereby that instead of condemning the property of the Terminal Warehouse Company for street purposes, we will only take an overhead easement. This I think will reduce the damages considerably.

Very truly yours,

N. F. BROWN,

Director.

Which was read, and on motion of Mr. Robertson, received and filed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of council being in the affirmative, the bill passed finally.

Also

Bill No. 4304. Resolution approving the payment of extras, in the sum of \$696.46, in the contract with Booth & Flinn, Ltd., for the improving of Webster avenue, from Fullerton street to Roberts street.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4317. Resolution authorizing the issuing of a warrant in favor of Booth & Flinn, Ltd., for the sum of \$4,264.84 for extra work done on the contract for repaving Beaver avenue, from Juniata street to Sheffield street, and charging same to contract No. 1164, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4274. Resolution authorizing and directing the Superintendent of the Bureau of City Property to rent the South Side Market Hall every Friday night up to and including March 10, 1922, to a club known as the "Friday Nighters" for the sum of \$20.00 per night.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 4382. Report of the Committee on Public Service and Surveys for December 8, 1921, transmitting several ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 3821. An Ordinance entitled, "An Ordinance granting unto the Crane Company, its successors and assigns, the right to construct, maintain and use switch track on and across Railroad street, located one hundred and one (101') feet west of the western building line of Twenty-fourth street to the point of switch track of Pennsylvania Railroad Com-

pany thence eastwardly across Railroad street for an approximate distance of one hundred and sixty-nine (169') feet to the property of the Crane Company, Second ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 3822. An Ordinance entitled, "An Ordinance granting unto the Crane Company, its successors and assigns, the right to construct, maintain and use switch track on and across Twenty-fourth street located at the north building line of the Crane Company's property and the Baltimore and Ohio Right of way (P. J. R. R.—River Line) for a distance of forty-one (41') feet, Second ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4256. An Ordinance entitled, "An Ordinance granting unto the Standard Underground Cable Company, its successors and assigns, the right to construct, maintain and use coal hopper and ash bin on Pike street, located 115 feet east of Sixteenth street along the property of the Standard Underground Cable Company, Second ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4295. An Ordinance entitled, "An Ordinance re-establishing the grade of Bethel place, from Sheridan avenue to Collins avenue."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4296. An Ordinance entitled, "An Ordinance establishing the grade of Gladesfield street, from Grotto street to the City Line."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4297. An Ordinance entitled, "An Ordinance re-establishing the grade of the southerly sidewalk of Salisbury street, from Eleanor street to Conway street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 4383. Report of the Committee on Filtration and Water for December 8, 1921, transmitting two resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4310. Resolution authorizing the issuing of a warrant in favor of The Scott A. White Company in the sum of \$1,737.64, in payment for work done under contract for repairing roof of Ross Pumping Station, and charging to Appropriation 203-C.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4311. Resolution authorizing the issuing of a warrant in favor of the Allis-Chalmers Manufacturing Company in the sum of \$1,679.00 in payment of parts for pumping engine at Brilliant Pumping

Station, same to be chargeable to and payable from Code Account No. D-1756.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron ((President))

Ayes—8

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

MOTIONS AND RESOLUTIONS.

Mr. English moved

That a committee of three be appointed to draw up suitable resolu-

tions expressing the gratitude of Council, as representatives of the people, to our National Government for the great progress it is making in the conference for the limitation of armament.

Which motion prevailed.

And the Chair appointed as members of this committee Messrs. English, Oliver and Henderson.

Mr. English at this time presented

No. 4384. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration for the quarter from July 1, 1921, to October 3, 1921, in the sum of \$..... on the premises of William F. Hammel, 25-26 Graeme street, occupied by Kramer's Cafe, on account of defective water meter.

Which was read and referred to the Committee on Finance.

Mr. Oliver at this time requested the members of Committee on Public Service and Surveys to meet in the Mayor's Office in Conference on the street railway ordinance.

And on motion of Mr. Dailey

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Thursday, December 15th, 1921.

No. 62.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Thursday, Dec. 15, 1921.

Council met pursuant to the following call:

Pittsburgh, Pa., Dec. 13, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Thursday, December 15, 1921, at 2 o'clock, P. M., for the consideration of such business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON,
President.

Which was read, received and filed.

Present—Messrs.

Anderson	Oliver
Dalley	Henderson
English	Robertson
Garland	Winters
Herron (President)	

The Minutes of the Proceedings of Council at meetings held November 28, 1921, December 5, 1921, and December 9, 1921, were approved on motion of Mr. Robertson.

PRESENTATIONS.

Mr. Garland presented

No. 4385. An Ordinance providing for the letting of contracts for materials and general supplies required by the several departments of the City Government for the year beginning January 1, 1922.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 4386. Resolution authorizing the issuing of a warrant in favor of M. O'Herron Company for the sum of \$18,185.00, for extra work done on the contract for improving the Bigelow boulevard between Tunnel street and Craig street, and charging the same to Contract No. 943, on file in the City Controller's office.

Which was read and referred to the Committee on Finance.

Mr. Winters presented

No. 4387. Resolution authorizing the issuing of a warrant in favor of the Valley Camp Coal Company in the sum of \$696.92, for coal delivered to Ross and Aspinwall Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Which was read and referred to the Committee on Filtration and Water.

REPORTS OF COMMITTEES.

Mr. Oliver moved

A suspension of Rule VIII, providing that all bills and resolutions, when returned from committee, shall be printed and a copy of each mailed to each member at least 48 hours previous to a meeting of Council at which said bill or resolution is to be considered.

Which motion prevailed.

Mr. Oliver presented

No. 4388. Report of the Committee on Public Service and Surveys for December 13, 1921, transmitting an ordinance to Council.

Which was read received and filed.

Also

Bill No. 4331. An Ordinance entitled, An Ordinance authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with the Philadelphia Company and the Pittsburgh Railways Company relating to the Re-organization of the Pittsburgh Railways Company and defining the relations between that Company and the City of Pittsburgh; said contract providing for the discontinuance of appeals of the City of Pittsburgh now pending in the Superior Court, commonly known as the valuation cases; approving the valuation of the assets of the Pittsburgh Railways Company as fixed by the Public

Service Commission and an annual return on that valuation; creating and defining the powers of a Board of Control and Board of Arbitration to pass upon an annual Budget of the Company and other matters submitted to it under the contract, and fixing the compensation of the Board; fixing a sum to be paid to the City in lieu of and in substitution of bridge tolls, pole, car, wire, and gross receipts taxes, and releasing the Company from its liability to clean streets, providing for the payment to the City of a fixed sum in lieu of paving requirements providing remedies in case of deficits in the operating expenses and return on capital to the Company and providing for the disposition of its surplus earnings; providing for the adjustment of car fare; agreeing to compromise claims now due the City by the Pittsburgh Railways Company and providing for their payment; providing for the payment by the Company of judgments against it and the Receivers, and generally for the co-operation of the City with The Pittsburgh Railways Company to improve service, and fixing the term of said contract.

In Public Service and Surveys Committee December 13, 1921. Read and amended in Section 1 as shown in red, and in the title by striking out the words "Board of Control and," and by inserting in lieu thereof the words "Traction Conference Board and a," to strike out the words "to pass upon an annual budget of the Company and other matters submitted

to it under the contract, and fixing the compensation of the Board"; by inserting after the words "substitution of" the words "street cleaning of" by striking out the words "and releasing the Company from its liability to clean streets"; by striking out after the words "in the operating" the word "expenses" and by inserting in lieu thereof the word "revenue," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Oliver moved

That the amendments of the Public Service and Surveys Committee be agreed to.

Which motion prevailed.

And the bill, as amended in committee and agreed to by Council, was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, as a matter of record, I deem it my duty to place a short statement in the record regarding this ten-year agreement with the Street Railways Company.

For ten years I have been connected with the City Government I have made an earnest and conscientious effort to bring about better street car service for the residents of this city. During all of this time hundreds of thousands of dollars have been spent in investigations and reports in prosecuting law suits and claims before the courts, and in the last six or seven years before the Public Service Commission. The city authorities have been thwarted at every turn due to the apparent impotence of the various laws which were designed to control public service corporations. In spite of all our activity, time after time the rate of carfare has been raised and we have not received any genuine relief.

Fortunately the world war conditions brought about a receivership, and in the last four years an opportunity was given to deal with the property itself rather than with the owners. During the period of the receivership we have had many miles of track renewed and repaired and a number of street improvements have been completed with the co operation of the receivers.

The Public Service Commission having pronounced the value of \$62,500,000 as a compromise figure for the rehabilitation and refinancing of the Pittsburgh Railways Company, the City has been placed in a position of being compelled, in a sense, to accept this valuation, or else continue litigation and, of course, continue the high rate of carfare.

One achievement, however, has been accomplished in that the \$156,000,000 securities which have been issued against these various properties has been reduced to \$62,500,000.

For my part, I am not completely satisfied with this figure, but in view of the great public opinion and the demand that something be done in the interest of the public, in a spirit of compromise, believing that the best interests of the people will be served, I am willing to accept this figure.

The various charges that the City should have maintained against the Company for bridge tolls, car license, pole tax, street cleaning, etc., have never been kept in an up-to-date business way, and again in a spirit of compromise we have agreed to a lump sum of \$100,000. In addition to that, the City will receive \$200,000 annually for street paving costs, which should be borne by the Company. The various claims, amounting to \$526,091.12 for these unpaid debts, will be paid.

In the future the Traction Conference Board will be an active, vital figure in the history of the City of Pittsburgh, and the public will have competent representatives giving daily attention to the transportation business of the New Company.

The greatest stumbling block to any adjustment of the street railway situation in the City of Pittsburgh has been the perpetual franchises. This has been the one insurmountable obstacle in all the negotiations between the City and the Company for many years. If it were possible for the City to overcome the perpetual franchises, we would be in better position to deal with the Pittsburgh Railways Company.

For this reason we cannot accept the Cleveland plan which was proposed and which was under consideration by the Council two years ago.

In the City of Cleveland, owing to limited franchises having been granted and the franchises having expired, the City of Cleveland was able to deal with a company which did not have the legal right to operate street cars any longer. Con-

sequently, the City of Cleveland was able to get better terms than could otherwise have been obtained had the franchises been perpetual.

Owing to the perpetual franchises prevailing in Pittsburgh, it is absolutely impossible to provide competition by granting new franchises to an opposition company and even if the City desired to grant new franchises, there are only a few streets in the entire community which might be available.

To get rid of the perpetual franchises would require another long period of litigation and, perhaps, even then the court might not decide in favor of the City.

We have endeavored to explain this to the representatives of the Allied Boards of Trade, who were insisting upon our adopting the Cleveland plan.

It might be well to also have recorded that this contract ordinance has not been arrived at in any hasty manner. On the contrary for over two years Mr. C. K. Robinson, as the City's attorney, wrestled with this proposition, together with the members of Council, the Mayor and representatives of the Railways Company. In fact, this ordinance has been carefully considered, paragraph by paragraph and then reconsidered several times before final agreement was reached.

In the month of July 1921 the Council ordered the City Solicitor to publish and distribute a great number of copies of the proposed plan so that the public generally might look it over and furnish to the members of Council criticisms and corrections. Personally I sent out over 200 of these to prominent people in the City of Pittsburgh and over my own signature asked for criticisms and help, promising that any communication they might give would be considered sacredly confidential. This action was taken by the City officials so that the public would have two or three months to analyze this proposed agreement and particularly that it would be taken out of the political campaign for 1921. In arriving at this determination to take this question out of politics we have rendered our City a great service. The question was taken out of politics and immediately after the election we began to bring the entire problem to a conclusion.

It does not lie well in the mouth of anyone to charge that the public has not been given every opportunity to thoroughly study this proposed

agreement. The original was published in full in all the newspapers in Pittsburgh; it has been discussed in the Chamber of Commerce and endorsed by the Directors and the body itself, the various boards of trade and civic organizations throughout the entire community are familiar with the entire matter.

In the latter days the Mayor-Elect of Pittsburgh, Honorable William A. Magee, has given all of us the benefit of his wisdom and experience in strengthening some parts and providing new and better parts, and clarifying others, to such an extent that everyone has been benefited. With the new Mayor entering office in a few days, under the same determination and co-operation, and yet, at the same time, pledged to serve the interests of the people, I feel sure that great benefit will result to our entire community.

This ordinance may not be perfect, but it cannot be disputed that the spirit of co-operation which has prevailed at all times is an indication of its success. All concerned in making this agreement were guided by the determination to give better street car service to the people of Pittsburgh at as reasonable a price as possible and at the same time permit a fair return to the capital invested and also to justify new capital entering into this business. I maintain that if every person continues to carry out this agreement in the spirit in which it was entered into and fought over from day to day for the last two years, there is no question whatever but that the public will be satisfied in the future.

I would not be so rash as to promise an immediate reduction in carfare, because there is a great deal of work to be done before it will be possible for the New Company to operate under this ordinance. The matter must be approved by the Public Service Commission, arrangements must be made with the United States Court to lift the receivership, certain debts must be paid, and a lot of red tape encountered. It might be that a year will elapse before we can get real working conditions, but I am satisfied in my own mind that the results will soon be evident to everyone in this community once this agreement gets to work.

For my part, I have been sick and sore at heart, time after time, when we have brought law suits and had conferences only to find at the end that the price of carfare kept on mounting beyond all reason.

I have given this question the utmost consideration and never quit for one moment in my endeavor to do the best I could for the car riders of Pittsburgh. If a mistake has been made I will be judged by posterity. If good results follow this agreement, I will be content and happy that I have had an opportunity to render service to the people who have so generously supported me on the three occasions when I appeared as a candidate for membership in this Council.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—none.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair:

Gentlemen, I have asked Mr. Munro to come here to say that the street railway ordinance is in proper shape. I will now ask Mr. Munro to make this statement.

Mr. George N. Munro, Jr., Special Assistant City Solicitor, arose and said:

Mr. President and Members of Council, I am gratified to know that this ordinance has received your unanimous approval. Your action is gratifying not only to me but to Mr. Prichard.

We worked untiringly in an effort to find some conclusion of this prolonged litigation in the railway situation, which has been pending since 1908, when Hon. George W. Guthrie was Mayor.

I am glad to know that you accepted with unanimity this ordinance, and that everyone who had been in on the negotiations have fully approved of everything that has been done and every word in this contract.

I am proud and I am glad that you have approved this action, and

I am sure that the City of Pittsburgh will reap the benefit of your action in approving this ordinance.

I want to point out at this time that I had one of my clerks secure for me a statement of the amount of money that we have spent, as well as the Railways Company, in this litigation, and I find, since 1907, the City has paid out in various investigations and lawsuits against the Railways Company about \$450,000; and in addition to that the Pittsburgh Railways Company paid out about \$250,000 in the valuation case itself. They tell me in addition to that they paid out almost dollar for dollar for every dollar the City spent in these various investigations. The Public Service Commission alone paid out \$54,000 for expenses in connection with that valuation. This year we paid out about \$12,000 and finally brought this long agitation to a successful close. At least we hope we have.

We will present the same to the Public Service Commission and try to secure its approval at the earliest possible moment.

Mr. Robertson arose and said:

Mr. President, I would suggest that we hear from the City Solicitor.

Mr. Charles B. Prichard, City Solicitor, arose and said:

Mr. President and members of Council: The result that has been consummated here today is not the result of work covering any particular period it is the result of long years of battling with this traction problem.

Personally, as the City Solicitor in charge of the Law Department, I believe the action taken here today and the work that was done so faithfully, so well and so persistently, from the first up to the present moment has been a great work for the City of Pittsburgh, and as the City Solicitor, I am very glad that it fell to my lot to be in charge of the Law Department when this work was done.

I ought to say here in the presence of Council and in Mr. Monro's presence that the hard work that was necessary to bring this thing to a successful consummation is due to Mr. Monro and he should receive the thanks of the members of Council.

I want also to say that every member of Council, to my personal knowledge, had taken this question up and lived with it and worked upon it until it has been brought into final shape. The Mayor of the City of

Pittsburgh acted with the Council in the same manner.

Numerous conferences were held. At the time when people were seeking the seashores and the mountain resorts, the members of Council, the Mayor and the representatives of the Law Department were wrestling with this document in the William Penn Hotel.

I want to say here that it was fortunate that the Mayor-Elect, William A. Magee, came into the situation at the time he did, and to him a great deal of credit is due for taking up the burden of scanning and criticizing and suggesting amendments to this document.

The ordinance is the result of the work of you Councilmen, Mr. Monro, and the co-operation of the representatives of the Pittsburgh Railways Company, and with the assistance of the Mayor it goes into effect, and we hope that it will be approved by the Public Service Commission.

I hope within a short time the results will show the advantage of this plan, which, as passed today, is one of the most important pieces of legislation ever enacted by Council.

I am glad to be here as the City Solicitor and as the head of the Law Department and see this accomplishment before we lay down our labor and we only hope that the fondest desire and aspirations of all you men will be realized and realized quickly:

MOTIONS AND RESOLUTIONS.

Mr. Winters presented

No. 4389. Whereas, The Council has had the reclippped block investigation before it for several months; and

Whereas, There is such a wide difference of opinion between the engineers in the Department of Public Works and the report of the Division of Investigation that Council referred the matter to the City Controller to employ a competent engineer to investigate the matters complained of; and

Whereas, The City Controller had employed the engineer firm of Blum, Weldon & Company to make this investigation; and

Whereas, The report of Blum, Weldon & Company shows that the sum of \$31,992.91 should be refunded to the City by the several contractors; now, therefore, be it

Resolved, That the Department of Law be authorized and directed to

enter suits for the purpose of collecting the said sum of \$31,992.91 from the several contractors as claimed in the report of Blum, Weldon & Company, and that a copy of the report of the said engineers be referred to the Department of Law, and to Mayor-Elect W. A. Magee.

Which was read.

Mr. Winters moved

The adoption of the resolution.

Mr. Winters arose and said:

Mr. President, the report of the investigation of the reclaimed block and the condition of streets has been the subject of a great deal of controversy during the past year. Mr. McArdle has sent in many reports which have been disputed by the department head and the engineering force responsible for those improvements. So much strife and turmoil and scandal, I might say, was created by the circulation and presentation of these charges and reports into Council, that Council itself resolved to authorize the Controller to employ an engineer who would be competent and unbiased in his opinions upon this controversy, believing that Council could get from an unbiased and intelligent source a report that might guide them in trying to solve the question. As a result of that, the Controller employed the firm of Blum, Weldon & Company, as mentioned in the resolution, and we have had the result of their investigation before us for some time.

I don't believe that the records of the Council of the City of Pittsburgh should record the fact that charges and accusations of this kind have been made from time to time and investigations held regarding them, and then have the record fail to show that any final conclusion was ever resolved upon by the legislative body in disposing of those charges. First of all, I believe that the charges and the things incidental to them having taken place in the present Council, it is clearly the duty of the present Council to dispose of them as best they can before the expiration of this year, at which time the personnel of the Council changes and new men come into Council who have had nothing to do with them.

We have had reports from Mr. McArdle and we have had reports from the Mayor of the City containing his recommendation; we have had reports from former Director Swan and Chief Engineer Sprague, who had this work in charge; we have had further re-

ports from Director Brown and Chief Engineer Reppert, and then finally a report from the engineer, whose services were engaged through our own action. These reports differ in detail, in fact and amount.

Therefore, it is due ourselves, the administration and the people of Pittsburgh to make as clean and as fair a settlement as far as possible to absolve ourselves from any suspicion. Under the circumstances I know of no fairer or squarer way in which the City can obtain a decision in this matter than to have the courts pass upon the question or questions at issue, and I am therefore heartily in favor of my resolution that this matter be so settled by the direction of this Council.

Mr. English arose and said:

Mr. President, I think Mr. Winters' resolution is a very timely one, and as the City Solicitor is present, I would like him to state if he was ever instructed to bring suit to collect the amount recommended by the Mayor from the contractors. He tells me that no suits have been entered against the contractors.

The Chair:

Mr. Prichard, do you care to say anything?

Mr. Charles B. Prichard, City Solicitor, arose and said:

Mr. President and Members of Council: I can say this; so far as the Law Department is concerned this matter has never been referred to us for action or for an opinion and report. Mr. Benner, my first assistant, was appointed upon a board or committee early in the year, or just before the beginning of this present year, to make an investigation and report to the Mayor, which I understand he has done. The matter has never come to me in any form for action.

Mr. Garland:

The suggestion of the Mayor was that \$7,000 or \$8,000 should be refunded by the contractors, and he submitted a statement that he would try to collect this amount. I would like to ask Mr. Prichard if he made a demand upon the contractors to refund this amount to the city?

Mr. Prichard:

No, sir; I have not.

The Chair:

There is practically nothing to do except to act on the resolution of Mr. Winters, which will bring the matter before the Law Department.

All in favor of the motion give their consent by saying aye; those opposed, no.

And the question recurring on the adoption of the resolution, Mr. Garland demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Oliver
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—none.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Mr. Winters arose and said:

Mr. President, ever since the disaster on the boulevard, we have had charges that the M. O'Herron Company were overcharging the City \$18,000.00 as per the report of the Division of Investigation in the matter of hauling of dirt from the boulevard. That matter has been before Council on several occasions, and at one time a majority of the committee passed and approved the payment of this amount.

Following the passage of that approval, Mr. McArdle submitted a letter to Council which made it impossible to pay same without laying those who did so liable to suspicion, because he emphatically declared that there was no foundation in law and very little in equity for the payment of this claim of \$18,000.00.

At the time it was passed in committee I was favorable to paying it, because it was passed upon and approved by the present Director of Public Works, Norman F. Brown, in whom I have the utmost confidence. There might be some question regarding the reports that Mr. Swan and Mr. Sprague made upon the matter, because they were connected with the affair at the time of the consummation of the agreement, but after their leaving the office the matter was put before Director Brown and Engineer Reppert and the Law Department and I believe the Director and his engineer (not having been connected in any way with the affair, and both being men who have a high standing in their profession, and whose integrity so far as I know is unquestioned) approved the payment of this bill and thought it was a just claim.

Mr. McArdle has seen fit to take issue with that and he may be right. I believe the members of Council and all concerned cannot be open to any suspicion in the matter other than they want the truth in the matter of the reclippped block. Therefore, with the conflicting reports and the controversies that have taken place upon the justice of paying this claim of \$18,000.00, I think it can be settled on our own standpoint than in the courts.

I move, Mr. President, that the Law Department be directed to take it there, with this qualification, that if the M. O'Herron Company should be found justified in court for this charge of \$18,000, that the City of Pittsburgh pay the expense of the defense.

The Chair:

Gentlemen, there is a report from the Department of Public Works on this subject, and I am going to ask the Clerk to read it.

Mr. Winters said:

Mr. President, I have read the report and perhaps I have been a little to soon with my motion.

The Chair took up

Bill No. 4233. Communication from P. J. McArdle, Chief of the Division of Investigation, on Bill No. 3870, Resolution for a warrant in favor of M. O'Herron Company for \$42,358.28 for extras on the contract for grading hillside, etc., of Bigelow boulevard.

Which was read.

The Chair presented

No. 4390.

December 13, 1921.

President and Members of Council,
City of Pittsburgh.

Gentlemen:

I am transmitting herewith a report from the Chief Engineer, Bureau of Engineering, Department of Public Works, in regard to Council Bill No. 4243, a communication from Mr. P. J. McArdle, Chief Investigator, Division of Investigation, to Council, same having to do with extra work payment to the M. O'Herron Company, account their contract for the construction of the retaining wall, etc., on Bigelow boulevard.

I wish to say that I agree with the facts and conclusions as contained in this report.

Respectfully submitted,

Director.

December 9, 1921.

Mr. N. F. Brown,
Director, Dept. of Public Works,
City of Pittsburgh.

Dear Sir:

I have to submit herewith for your consideration a certain charge for Extra Work which has been incurred on the above contract, same being for the disposal of excavated material from the hillside, and the amount of which grading the final estimate is \$18,185.00.

In connection with this extra work a price of \$2.50 per truckload was approved under date of October 25, 1920, by former Director John Swan, the order as approved being as follows:

"Complying with your request we herein quote you price for extra charge for overhaul on our contract for disposing of the excavated material from the hillside back of proposed wall on our Bigelow boulevard contract, necessitated by suspension of work on Melwood street contract as per your letter of October 22, 1920. In calculating the cost per truckload we find that it nets as an addition of \$2.50 per truckload for the overhaul to Schenley Park dump. Kindly advise us at once if this meets with your approval."

The contract, which is your File No. 6973, contains an item, same being Item No. 2, for 42,060 cubic yards grading excavated from wall and hillside above curb grade; and a note on the contract plans on sheet No. 5, section A-2795, states the following:

"Site for the disposal of approximately 18,000 cubic yards surplus excavation. This filling to be made in layers, etc. * * * This site is optional with the contractor, and no payment will be made for this filling and disposal of excavation thereon." The contract plan referred to also shows the location of the disposal, same being north of Bigelow boulevard at Brereton street, also known as Jones avenue.

The contract work has been done in conformity with the standard contract for street improvements, and that contract provides, under Section 101, that the surplus excavation shall be removed and disposed of by the contractor, at his own expense, at such point or points as he may provide. Except as where required upon the contract plans, the contractor shall haul such portion of the surplus

excavation as is thereon required, and shall deposit same at such points and in such manner as may be designated on the contract plans. Payment for the disposal of the surplus is included in the price bid for grading, which is Item No. 2 of this contract. The fill to be placed north of the boulevard was a part of the material which was dumped on the boulevard at Kirkpatrick street, and is alleged to have contributed to the slide at this point.

At a matter of fact, the contractor had actually disposed of 18,000 cubic yards at this point so that the commitment of the City to permit the contractor to dispose of a certain amount of material was complied with, and in the terms of the contract, the balance was to be disposed of by the contractor at other points, and at his own expense.

It, however, appears that this same contractor had another contract, known as the Grading, Paving and Curbing of Melwood Street; and were it not for this latter fact, there could be no question raised or claim made for the disposal of excavated materials under the contract for the retaining wall.

Under the Melwood street contract the contractor was to furnish and place a large amount of embankment in excess of excavation, and it appears that the two contracts, one for the retaining wall and hillside grading, and one for the improvement of Melwood street, were advertised and awarded to the same contractor on practically the same day; and as a matter of policy, it is my understanding that these contracts were advertised at the same time so that the surplus excavation from the boulevard retaining wall and hillside grading would be available for the embankment on the Melwood street improvement.

The contractor proceeded with the Melwood street contract until the abandonment of same was ordered by the City, and has since received payment in full of account, cancellation of this contract. There was no allowance made in this settlement for any losses which he might have suffered under the other contract, or could such claims have been considered.

From the facts, it would appear that the M. O'Herron Company bid on the two contracts and quoted their prices at such figures as would permit them, if they were awarded both contracts, to dispose of the materials from the retaining wall

contract to advantage on the Melwood street contract. Upon the abandonment of the Melwood street improvement, the contractor, being unable to further dispose of the material from the retaining wall contract, requested the City, as per the above quoted letter, to pay him at the rate of \$2.50 a load for hauling the balance of the excavated material to the Schenley Park dump, and this settlement was approved, as hereinbefore stated.

I am aware that a commitment has been made by the former director of this department for this extra work and that rather unusual conditions existed, and do not deny the possibility that under equity the contractor may be entitled to compensation, as provided in the above mentioned order, but I am of the opinion that the two contracts were independent contracts, bearing no relation one to the other, and that no assurance was given by the City at the time of the awarding that the contractor would receive payment for the depositing of the surplus material, except as provided by the contract; i. e., that he was to receive \$1.60 per cubic yard for excavation, and dispose of 18,000 cubic yards on a designated site below the boulevard, and that he should, at his own expense, find the disposal site and dispose of all the balance, and that further, the full cost of the disposal of surplus excavation was included in the price bid for grading.

In view of the foregoing, I will not include this item of extra work in the final estimate unless the legal department approves same, and unless Council confirms the commitment by the passage of a separate resolution confirming the order and authorizing the inclusion of same in the final estimate. This resolution should be entirely separate from the routine resolution for other extra work under this contract, about which there is no question raised.

I would request that you submit this matter to the legal department and request an early decision thereon, as we are most anxious to issue a final estimate and release surplus funds.

Yours very truly,
CHAS. M. REPPERT,
Chief Engineer.

Which was read.

At this time President Herron called Mr. Winters to the Chair.

Mr. Robertson arose and said:

Mr. President, I presented a resolution authorizing the payment of the \$18,000.00 in dispute to the M. O'Herron Company and I would ask that this resolution be given consideration before action is taken on the motion as proposed by Mr. Winters.

Mr. Garland arose and said:

Mr. President, I would not agree to your proposition to pay the contractor's share of the expense of a lawsuit should he institute one against the City for the payment of this claim. We sue or be sued and we pay for our own side of the case only.

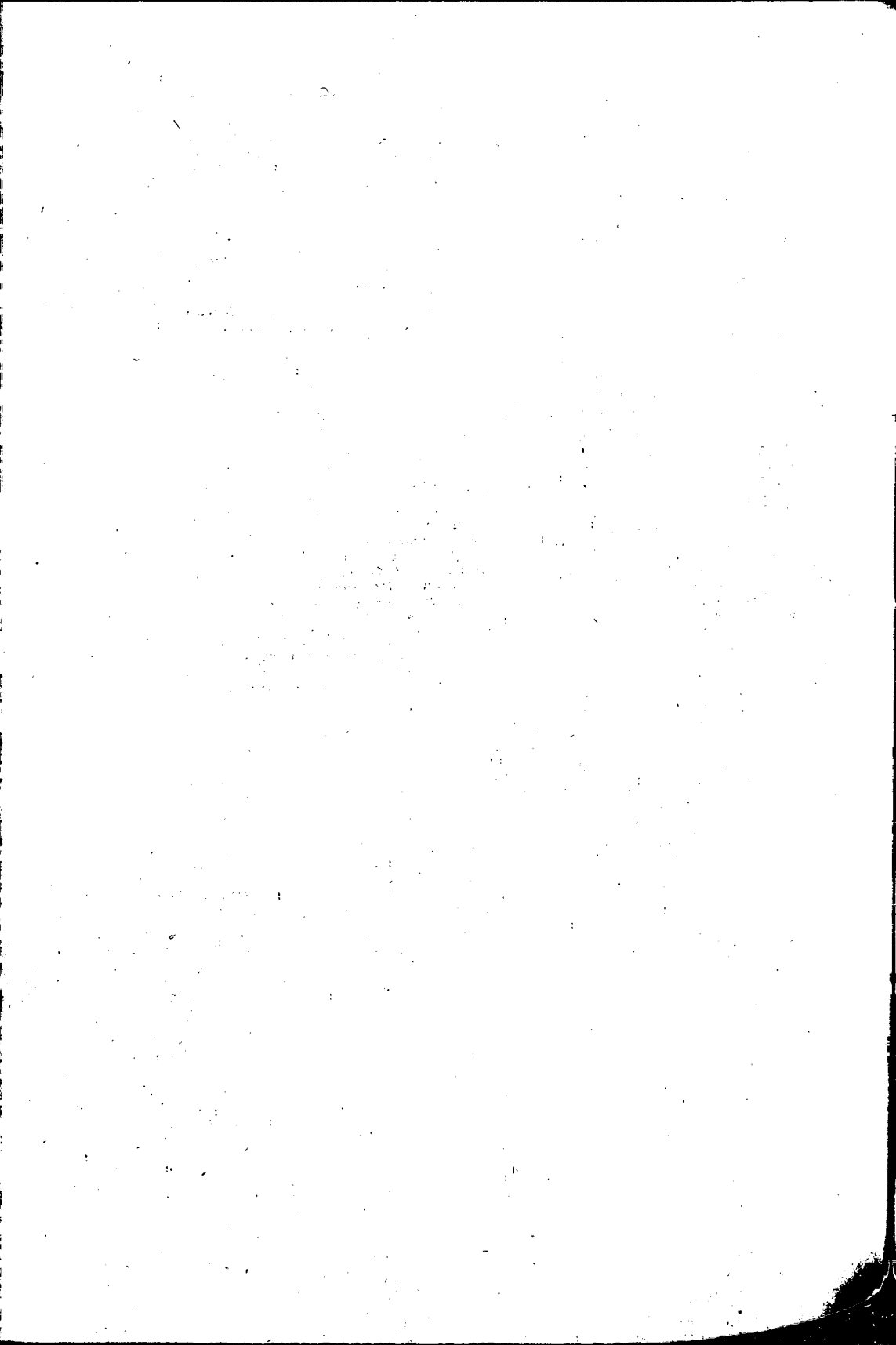
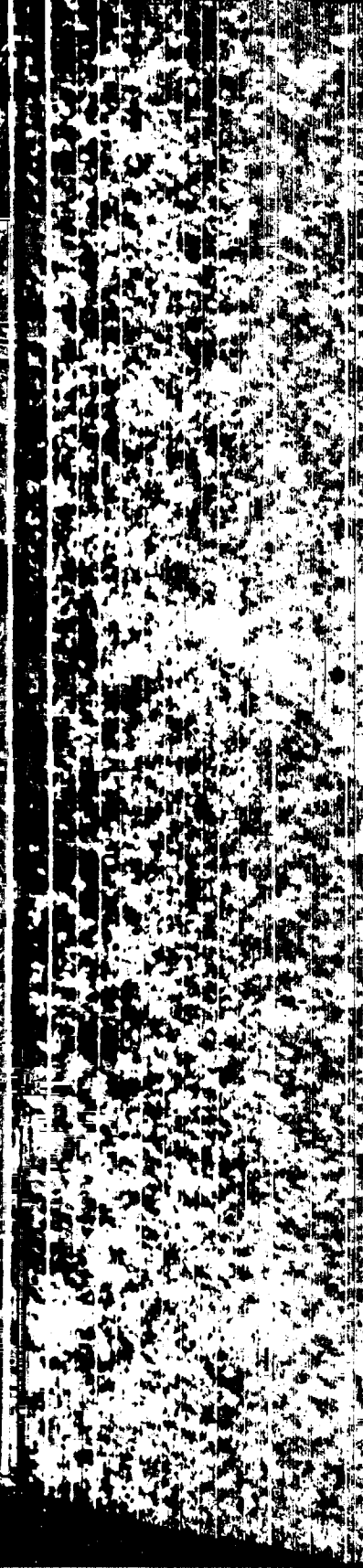
I want to say further that we accepted Mr. McArdle's report on this claim and refused to pay the bill, and we should take his side rather than the Law Department.

I want to make a remark about consistency. Consistency thou art a jewel! The man who submitted these reports to Council and did this work should be paid for his services.

The Chair (Mr. Winters) said:

The Chair will not argue on the matter of consistency or inconsistency. In consideration of the request of Mr. Robertson, I withdraw the motion.

And on motion of Mr. Dalley
Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Monday, December 19th, 1921.

No. 63.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Monday, Dec. 19, 1921.

Council met.

Present—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

PRESENTATIONS

Mr. English presented

No. 4391. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to William F. Hammel for \$352.88, being 50 per cent of the excess meter rate over the former flat rate on his premises at 25-26 Graeme street, First ward.

Which was read and referred to the Committee on Finance.

Mr. Robertson presented

No. 4392. Resolution authorizing the issuing of a warrant in favor of Rising & Radcliffe Company for \$750.00 for printing specifications for the Bureau of Engineering, and charging same to Code Account No. 1519.

Which was read and referred to the Committee on Public Works.

Mr. Winters presented

No. 4393. Resolution authorizing and directing the City Controller to transfer \$1,360.50 from Code Account 1607, Salaries, Regular Employees, Division Office; \$526.50 from Code Account No. 1611, Wages, Regular Employees, Stables and Yards; \$600.00 from Code Account No. 1613, Miscellaneous Services, Stables and Yards; and \$826.00 from Code Account No. 1626, Equipment, Cleaning Highways, to Code Account No. 1621, Wages, Temporary Employees, Cleaning Highways, all in the Bureau of Highways and Sewers.

Also

No. 4394. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company for \$828.90, or so much of the same as may be necessary in payment for three (3) 20-inch (20") gate valves for the Bureau of Water, and charging same to Code Account No. 203-C, Bonds.

Which were read and referred to the Committee on Finance.

The Chair presented

No. 4395. Petition for change of name of Amberson street between Fifth avenue and the Pennsylvania Railroad to "Amberson avenue."

Also

No. 4396. An Ordinance changing the name of Amberson street, between Fifth avenue and the Pennsylvania Railroad, to "Amberson avenue."

Which were read and referred to the Committee on Public Service and Surveys.

Also

No. 4397. Communication from the Pittsburgh Central Labor Union protesting against a reduction in salary and wages of City employees.

Which was read, received and filed.

REPORTS OF COMMITTEES

Mr. Garland presented

No. 4398. Report of the Committee on Finance for December 13, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation.

Bill No. 4336. An Ordinance entitled, "An Ordinance appropriating, transferring and setting over to Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, from Code Account No. 42, Contingent Fund, the sum of \$11,500.00 being an unexpended balance of the sum of \$25,000.00 set aside and appropriated for contracts under and by virtue of an ordinance entitled, 'An Ordinance providing for the letting of contracts for certain changes and improvements on portions of the north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles,' approved June 6, A. D. 1921, and recorded in O. B. Volume 32, Page 411."

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4332. An Ordinance entitled, "An Ordinance authorizing the Director of the Department of Public Works to extend the grading of hillside, building of retaining wall

and otherwise improving Bigelow boulevard, Contract No. 943, entered into with M. C'Herron Company on March 31, 1920, and authorizing the setting aside of the sum of \$5,358.17 from Appropriation No. 191, proceeds of the sale of Bigelow boulevard bonds, for the payment of the cost thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, in view of our drastic action in reducing the salary of every employe of the City, it seems to me that we should make a start to watch for extravagances in undertakings such as is proposed in this ordinance.

For that reason I think Council ought to vote down the resolution providing for the extra work on the Bigelow boulevard.

It seems to me that this work could be held in abeyance until the City is in a better financial condition to make the improvement.

We cannot enter upon a policy of retrenchment if we agree to allow the Department of Public Works or any other department to be extravagant in matters which can very well wait until the City is better able to meet the payments.

We will not have any excuse for reducing salaries if we allow these frills to be made, and I asked separate consideration of this bill in the hope that Council will see my viewpoint and by a unanimous vote defeat this bill.

And the bill, as read a second time, was agreed to.

The bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Winters
Herron (President)	

Noes—Messrs.

Anderson	English
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Ayes—7.

Noes—2.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4089. Resolution authorizing the issuing of a warrant in favor of James T. Malone in the sum of \$130.46, to reimburse him for county taxes for the years 1906, 1907, 1908, 1909, 1910, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920 and 1921 paid on property purchased by him from the City of Pittsburgh, and charging same to Code Account No. 42.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the yeas and nays were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4175. Resolution authorizing the issuing of a warrant in favor of H. Miller & Sons Company in the sum of \$174.75, refunding amount paid for water rent as a water construction tax on building of M. Lando, 907-09 Penn avenue, which water was taken from metered pipes, and charging the same to Appropriation No. 42.

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the yeas and nays were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4291. Resolution authorizing the issuing of a warrant in favor of W. H. Lange in the sum of \$100.40, in full settlement of any and all claims which he might have against the City on account of injuries received on defective boardwalk on Mansfield avenue, and charging to Code Account No. 42 (Contingent Fund).

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the yeas and nays were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4292. Resolution authorizing the issuing of a warrant in favor of Samuel G. Topping and Clara Topping, natural guardians of Margaret Topping, in the sum of \$150.00, in full settlement of any and all claims for damages they might have against the City on account of injuries received by said Margaret Topping while attending a picnic in Schenley Park, and charging to Code Account 42 (Contingent Fund).

Which was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the yeas and nays were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4349. Resolution authorizing and directing the Mayor to execute and deliver a deed to Harford Real Estate and Exchange Company for lot No. 66, Conestoga Plan, on Charles street, for the sum of \$400.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4333. Resolution authorizing and directing the City Controller to make the following transfers from Code Account 1316, Salaries Regular Employees, Pittsburgh City Home, Mayview, Pa.:

\$ 600.00	to Code Account 1308, Relief of Quarantined Cases.
960.00	to Code Account 1311, Care of Feeble-Minded Patients.
500.00	to Code Account 1314, Pasteur Treatment.
1,400.00	to Code Account 1352, Wages, Regular Employees, Coal Mine.

\$3,460.00

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4335. Resolution authorizing, empowering and directing the City Controller to transfer the sum of \$1,000.00 from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1457, Item F, Equipment and Machinery, Bureau of Police.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters

Herron (President)

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4347. Resolution authorizing and directing the City Controller to transfer \$1,500.00 from Code Account No. 1905, Salaries of Regular Employees, to Code Account No. 1908, Supplies, and \$422.04 from Code Account No. 1905, Salaries of Regular Employees, to Oliver Bath (Special), Bureau of Recreation.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Henderson
English	Robertson
Garland	Winters
Herron (President)	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4262. Resolution authorizing the City Solicitor to satisfy the lien filed at No. 11 January Term, 1921, against property of Valentine F. Fisher and Annie E. Fisher, for the construction of a sewer on Warrington avenue, upon payment of \$600.00.

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of council being in the affirmative, the resolution passed finally.

Also

Bill No. 4346. Resolution authorizing and directing the City Controller to transfer the sum of \$3,000.00 from Code Account No. 41, Refunding taxes and water rents, and \$7,000.00 from Appropriation No. 48, Interest on overdue damages, to Appropriation No. 42, Contingent Fund.

In Finance Committee, December 15, 1921, read and amended by striking out "\$7,000.00" and by inserting in lieu thereof "\$17,000.00" and as amended ordered returned to council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendment of the Finance Committee be agreed to
Which motion prevailed.

And the resolution, as amended in committee and agreed to by council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4345. Resolution authorizing and directing the City Controller to transfer the aggregate sum of \$10,179.13 in the following amounts from certain code accounts of the Bureau of Engineering, and to credit same for the payment of the cost of completing the grading of the hillside and construction of slope walls on the southerly side of Bigelow boulevard, between Elm street and Herron avenue, under the terms of Contract No. 5699, entered into with A. L. Anderson & Bros., Inc.:

\$1,000.00 from Code Account 1522-F, Equipment, General Office.

900.00 from Code Account 1582-A1, Salaries, Division of Streets.

8,279.73 from Code Account 1590-E, General Repaving, Division of Streets.

\$10,179.73 Total.

And authorizing the issuing of warrants drawn on this fund for the payment of the cost of completing said work.

In Finance Committee December 15, 1921. Read and amended by striking out "\$1,000.00" and by inserting in lieu thereof "\$1,800.00" and by striking out "\$8,279.73" and by inserting in lieu thereof "\$7,479.73," and as

amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. English arose and said:

Mr. President, my remarks on Bill No. 4332 apply with added emphasis on this particular bill. For one thing in addition we have many of our own City employes in the Bureau of Highways and Sewers—men with families, who were laid off because the appropriation was exhausted, and if we are going to do any work as a sort of charity, I think we ought to take care of our own employes first; and since you cannot do that if we pass this bill, which provides for the spending of \$10,000.00 for paving the boulevard, I am compelled to vote NO.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Winters
Herron (President)	

Noes—Messrs.

Anderson English

Ayes—7.

Noes—2.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4340. Resolution authorizing the issuing of a warrant in favor of Monica Battle in the sum of; a warrant in favor of T. Murray Locklin in the sum of, and a warrant in favor of P. J. McArdle in the sum of, said sums being due as salary for services as Stenographer, Assistant Investigator and Investigator, respectively, in the Division of Investigation, office of the City Clerk, includ-

ing interest from date when salary was due to January 1, 1922, and charging same to Appropriation No. 42, Contingent Fund.

In Finance Committee December 15, 1921. Read and amended by inserting in the blank spaces "\$120.62," "\$2,851.72" and "\$6,173.36" respectively, and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Garland moved.

That the amendments of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Garland moved.

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second time.

Mr. Garland also presented

No. 4399.

CITY OF PITTSBURGH, PA.,

December 19, 1921.

Finance Committee of Council.
Gentlemen:

Referring to the suit of P. J. McArdle vs. The City of Pittsburgh at No. 642 April Term, 1921, as you have already been advised, this suit has resulted in a final order for judgment in favor of the plaintiff and against the defendant in the sum of \$250.00.

The questions at issue in this suit were presented in the fullest manner possible to the Court at the time of the trial, and also the the Court sitting in banc on exceptions.

I did not deem the prospect of a reversal on an appeal to the Superior Court sufficiently promising to warrant me in urging an appeal within twenty-one days from the order for judgment, which was November 18, 1921, which appeal, within which time, was necessary to supersede the judgment in the Court below and prevent its collection. For the same reasons I feel that although the City has six months from November 18, 1921, to appeal to the Superior Court, that I am warranted in advising that no such appeal be taken.

Yours respectfully,

CHAS. B. PRICHARD,

City Solicitor.

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PA.

No. 642 April Term, 1921.

P. J. McARDLE

vs.

THE CITY OF PITTSBURGH.

Order.

November 18, 1921: This case came on to be heard by the Court in banc upon the exceptions filed by the defendant, and it is now ordered and they are overruled and that judgment shall be entered by the prothonotary in favor of the plaintiff and against the defendant for the sum of \$250.

To which order the defendant excepts and at its request a bill is sealed.

(Signed) James R. Macfarlane (Seal)

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PA.

No. 642 April Term, 1921.

P. J. McARDLE

vs.

THE CITY OF PITTSBURGH.

Trial before Macfarlane, J., Under the Act of April 22, 1874. P. L. 109.

Findings of Fact:

First: Ordinance No. 48 duly enacted by Council of the City of Pittsburgh, became a law on May 18, 1918, is recorded in Ordinance Book 29. Page 338, and is as follows:

"AN ORDINANCE,

Creating a Division in the Office of the City Clerk, to be known as the 'Division of Investigation,' and providing for the appointment of the employees thereof."

"Section 1. That there is hereby created a Division in the office of the City Clerk, to be known as the 'Division of Investigation,' whose duty it shall be to make such investigations and report to Council upon all matters relating to the City's business that may be referred to this division by Council or any member thereof.

"Section 2. That the City Clerk shall be and he is hereby authorized and empowered to appoint the number of employees at salaries set up in Section 5 of Salary Bill No. 24, which reads as follows:

One Chief Investigator	\$6,000 per annum
One Assistant Investigator	2,400 per annum
One Stenographer Clerk	1,100 per annum

said salaries to be paid from the ap-

propriation made to the office of the City Clerk for that purpose, Code Account No. 1010."

Second: Edward Martin, City Clerk, appointed P. J. McArdle, the plaintiff, Chief Investigator on January 5, 1920, he qualified and since that date has continued in the position, has never been discharged and has performed the duties pertaining to it.

Third: The work done by the plaintiff was making investigations of matters referred to the Division by Council, or committees of Council, or resolutions pending before Council, or committees thereof, and investigations of the departments of the City and making reports of the result.

Fourth: Council made an appropriation for the fiscal year 1921 for the salaries of the employees of the division, the items was vetoed by the Mayor and Council sustained the veto. No appropriation was made for the position of the plaintiff for the fiscal year of 1921.

Fifth: The City Clerk approved the payroll containing the salaries of the employees of the Division for the period of January 1, 1921, to January 15, 1921, but not on oath. Demand was made by plaintiff for the payment of his compensation for that half month, \$250, and payment was refused. It has not been paid and this action of assumpsit was brought.

Sixth: Section 49 of Ordinance of the City of Pittsburgh, approved January 7, 1902, recorded in Ordinance Book Volume 14, Page 307, is as follows:

"All estimates and all bills and claims for work and labor done or materials furnished for the use of any department of the City government, and all salaries of heads of departments and bureaus, and clerks, officers and employees, shall be paid only on payrolls certified on oath by the Director of the department for which the same shall be furnished or performed, before the City Controller."

Conclusions of Law:

1. Council had the power to pass the Ordinance No. 48.
2. The failure to pass an appropriation does not bar the plaintiff's right to judgment.
3. The fact that the Clerk did not make oath to the payroll is not a defense.

4. Plaintiff is entitled to judgment against the defendant for \$250.

(Signed) James R. Macfarlane,
Trial Judge.

Order.

May 23, 1921: It is ordered that notice of the filing of the foregoing decision of the court shall be forthwith given by the Prothonotary to the parties or their attorneys, and if no exceptions thereto are filed within thirty days after service of such notice judgment shall be entered thereon by the Prothonotary in favor of the plaintiff and against the defendant for the sum of \$250. If exceptions be filed within said thirty days, same shall be set down for argument.

(Signed) By the Court.

By James R. Macfarlane,
Trial Judge.

Opinion.

Counsel for the City contend that:

(1) The ordinance creating the Division of Investigation is ultra vires the power of Council. (2) There is no authority for the creation of a division of any character in the office of the City Clerk. (3) There having been no appropriation made by the City to pay the alleged salary, the plaintiff cannot recover. (4) The certificate of the City Clerk on oath of the salary is a condition precedent to recovery and the failure of the Clerk to make affidavit bars the plaintiff.

The first two positions of the City may be examined together. Council has exclusive supervision of the official conduct of all City officers (Act of May 18, 1875, Section 8, P. L. 11), with power to issue subpoenas in the examination of complaints and has the right to call for information from every department and each department shall permit full access to its books and records (Act of May 31, 1911, Art. 14, Sec. 8, P. L. 461). Council levies taxes and makes appropriations and, generally, is the legislative body of the City.

Obviously it requires information for the performance of its duties and in addition to the power to call for information from the executive departments, full access to their books and records implies that Council should examine them when occasion arises. For the members to do this personally in all cases is impossible and an ordinance for the appointment of such employees as may be necessary for the proper discharge of this duty may be passed under the pro-

vision of Section 5 of the Act of May 31, 1911, supra. The language of that section, "for the proper discharge thereof," is meaningless if it does not refer to the discharge of their duties.

The appointment of such employees may be delegated to the Clerk and calling them the Division of Investigation does not change their character. It is not creating a department or bureau.

Undoubtedly payment of money cannot be made from the treasury, "unless the same shall have been previously appropriated by Councils," and failure to make an appropriation has been held to be a complete answer to an application for mandamus. It also bars an action of assumpsit upon a contract for supplies or for special services performed by one not a regularly authorized employee of a city. This has been frequently decided and the cases cited by Counsel for the City are to that effect. The lack of an appropriation is no answer to an action by a City officer or an employee whose appointment has been authorized by statute and ordinance and who has performed the services. In a broad sense, such person has made a contract but not within the meaning of the prohibition.

If the oath of the Clerk is a prerequisite to payment, it seems that plaintiff's remedy, if an appropriation had been made, would have been by mandamus to compel the making of the oath, but without any appropriation the oath would have been useless so far as concerns obtaining payment from the treasury. Without deciding whether the oath is necessary under the ordinance, I am clearly of the opinion that its absence is not a defense in this action. If it were, the arbitrary omission of his name from the payroll would bar a just claim.

Which was read.

Mr. Winters arose and said:

Mr. President, I would ask that the City Solicitor be sent for, and in his absence, the First Assistant City Solicitor.

Mr. English arose and said:

Mr. President, it seems to me that we should follow the law, and I offer an amendment that the employees of the Division of Investigation be paid the salary due them for the first half of January of this year. The suit brought before the Courts was for this period of service rendered, while this resolution proposes to pay the

Chief and his Assistant salary for the whole year.

Council refused to send any requests or matters to this division during the year for investigation; consequently no work was performed by these men. Therefore, I believe two cases are at issue.

The Chair:

Mr. English, the City Solicitor has been asked to appear before Council and I think it would be better to withhold your remarks until he is present.

Mr. Thomas F. Benner, First Assistant City Solicitor, appeared at this time.

The Chair:

Gentlemen, Mr. Benner has arrived. Mr. Winters has requested that some representative of the Law Department be present when we are discussing the case of Mr. McArdle.

Mr. Winters arose and said:

Mr. President, Mr. English raises a point which I had in mind when I asked to have the City Solicitor present. One thing I wanted to be sure about is this. In this case judgment was rendered for half a month's salary of \$250.00, while the resolution before us provides for the payment of the salary of Mr. McArdle for the whole year. You, Mr. Benner, was the attorney on the case. I want to know whether the decision in this case is applicable to the whole year or just applicable to the suit before the Court, and whether reports made to Council by the Division of Investigation during the year can be considered official and committed the City to payment of the salary of the persons employed in this division for the whole year."

Mr. Benner said:

Gentlemen, while this case only decided their right to two weeks' pay, if during the remainder of the year he kept himself ready for duty he is entitled to salary during that time.

Mr. English arose and said:

Did you, or the Law Department, take into consideration at the time of the trial in court the ordinance creating this division which says, "That there is created a division in the office of the City Clerk, to be known as the Division of Investigation, whose duty it shall be to make such investigation and report upon all matters that may be referred to this division by Council, or any member thereof." Now, does this decision of the Court make the City liable

for the salary of the persons in this division for the remainder of the year when Council refused to refer any matters to them for investigation, and that the matters investigated and reports submitted to Council were done outside the duties described in the ordinance creating this division?

Mr. Benner:

Under that ordinance it provides that he shall do certain duties. If there was no work given to the investigator to perform he is entitled to pay, because it was not his fault no matters were referred to him; in other words, if he is not given any work to perform that is not his fault.

Mr. English:

If the Council refused to give him any work, shall we pay for that?

Mr. Benner:

Under the decision of the court, yes, sir. The court holds it strictly that he is entitled to pay; that he is a qualified employe of the City; and it was not up to him to find out how to get the money.

Mr. English:

Did the Court have before it that the Council absolutely refused to submit any work to this division to perform?

Mr. Benner:

No, they did not have it before them. The court decided that they were not interested in the fact that there was no appropriation set up from which to pay his salary; that he had to get his pay as soon as he was willing to work.

Mr. English:

Let me ask you this. Supposing the salary and appropriation ordinances were passed today. There are some positions for which appropriations have not been made. Does the same opinion apply in those cases as in the case of the Division of Investigation?

Mr. Benner:

Yes, sir.

Mr. English:

Then, gentlemen, I warn you that if you pass this bill you are going to make more trouble later on.

Mr. Winters arose and said:

Mr. President, the City Solicitor, Mr. Prichard, is here now, and he wrote the opinion which has just been read, and I would like to ask him to confirm his statement that the precedent established in this case practically fixes the salary for the whole year?

Mr. Charles B. Prichard, City Solicitor, arose and said:

Yes, sir. He could institute twelve suits and the same principle would be applied in each suit, especially if the encumbent or the claimant were to say that he was ready and willing to perform the service.

Mr. Winters:

In your communication you state that in your opinion it is no use to take this any further?

Mr. Prichard:

I said that this was presented fully before Judge MacFarlane and argued before the courts sitting to hear the exceptions filed by the City and they sustained Judge MacFarlane, and from my experience of appeals and the caliber of Judge MacFarlane I don't think we would ever have the prospect of a reversal on an appeal to the Superior Court.

Mr. Winters:

Mr. President, in view of the circumstances and the opinion of the City Solicitor, I personally see no further reason to obstructing or refusing to obey the court's order. I could repeat many things previously said and done concerning the Division of Investigation, but to no purpose at this time. I accept the court's decision and the City Solicitor's advice as final and to further refuse to pay these claims I believe would be unwarranted obstinancy.

And on motion of Mr. Garland, the communication was received and filed.

And the resolution was read a third time, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Henderson	Winters
Herron (President)	

Noes—Messrs.

Anderson	English
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Ayes—7.

Noes—2.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Garland also presented

No. 4400. Report of the Committee on Finance for December 15, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Mr. Garland moved

A suspension of Rule VIII,

providing that all bills and resolutions, when returned from committee, shall be printed and a copy mailed to each member at least 48 hours previous to a meeting of Council at which same is to be considered.

Which motion prevailed.

Also, with an affirmative recommendation,

Bill No. 4183. An Ordinance entitled, "An Ordinance making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1, 1922, and ending December 31, 1922."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally."

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Mr.

Anderson

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4184. An Ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof."

Which was read.

Mr. Garland moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, as I indicated in voting NO on two bills reported by the Finance Committee a few moments ago, there must be a general retrenchment in the City government under the new administration.

This has been one of the hardest tasks that aman can face as a public official; to deliberately reduce the wages and salaries of all the City employees.

Because we nine individuals happen to be called Councilmen instead of elevator operators or watchmen, is no excuse for any of us to assume that we are any bigger or better than the poorest paid City employee. For that reason I say this is the hardest task that ever faced a member of Council. We had to do it in the spirit of the times.

While it is true that the general advance in the cost of living brought about by the war conditions has not yet reached the level of pre-war prices, there is a sufficient reduction in living costs to justify the City in making a general reduction of salaries and wages. In this instance we have made an honest effort at retrenchment.

In the reduction of wages and salaries I know there are a lot of injustices, all of which we regret. The time allotted Council to make this salary bill was insufficient, and it was a physical impossibility for us to go over each salary item—one difficulty being that we did not receive the budget in time to make a detailed examination of every position.

Let me disgress for a moment to criticize the members of Council for failing to adopt standardization of salaries and wages some years ago. The Council refused to adopt that; consequently, we are heirs to a lot of mismanagement and mistakes in City government of the past generation.

However, with the position taken by the newly elected Mayor, who stands sponsor for a policy of retrenchment and asks the Council to co-operate with him, we had nothing to do under the circumstances as good citizens and real representatives except to do the best we could. We have taken this action in a sincere endeavor to co-operate with Mayor-elect Magee.

In this particular matter Mr. Magee said that he would sit down with Council immediately after his inaug-

uration as Mayor and study the situation. It is the intention to create an efficiency division which will examine carefully into the various offices of the City government and furnish a true and accurate picture of what is going on in these offices. I do not hesitate to say that I have personal knowledge of some offices where five persons are now employed when three or four could do the work, and in some cases could do the work better than the five are doing it, for the reason that there is a lack of discipline. There is not much morale in certain offices because they are not properly managed.

If we were to take a stab in the dark and eliminate a lot of these positions, we would be doing an injustice and perhaps throw a lot of worthy employees out in the cold at this Christmas season. Nobody expressed a desire or intention of doing that. On the other hand we have tried to arrange matters so that we could assist the new Mayor in getting his administration started on the theory that we expect to be able to rejuvenate some of these offices and bring about genuine efficiency. For that reason we have done the best we could.

Isn't it better to reduce wages rather than throw a lot of employees out in the cold? Isn't it better to be reasonable than ruthless? We felt it would be better to give two-thirds of a loaf than to take away the whole loaf.

We tried to be fair with common labor and keep the wages up for them. The rate has been fixed at 40 cents an hour for eight hours' work in spite of the fact that many employers of labor are giving but 20 to 30 cents an hour for a 10-hour day. The laborers, employed by private firms and contractors who are receiving a lower rate of wage, have just as large families as the laborers in the employ of the City, and consequently we have done a real service for the City laborers in fixing their wage at \$3.20 a day for eight hours' work. We must remember that we as the representatives of all the people of Pittsburgh must not forget the taxpayer in these proceedings.

If we have committed any acts of injustice and some wages and salaries have been cut too much, with the co-operation promised by Mayor-elect Magee, it is Council's earnest hope that these things will be corrected, but taking all in all we have taken the only course that was open to us.

Mr. Winters arose and said:

Mr. President, I want to add a few thoughts and to endorse in the main what Mr. English has said. This has been a very disagreeable task. It is much more pleasant to increase wages than to decrease them; but there comes a time when a man in a public position, or a responsible one, must assume his obligations or responsibilities when they are unpleasant as well as otherwise.

The first question to be settled was, would the City officials espouse as high, or a higher tax rate? Mayor Babcock, who will shortly retire from office, declared to members of Council that he would not sign a tax levy ordinance which called for higher taxes. The Mayor-elect, William A. Magee, who had been invited to participate in the budget-making and all its incidentals, which would be in force on January 1, the beginning of his term, declared against high taxes and vigorously stated that he was for lower taxes, which he had advocated before the people of Pittsburgh as the cardinal principle of his appeal for election to the office of Mayor.

Mr. President, I want to remind you and the members of Council that we have returned to the party system of City government. We no longer sit in Council as representatives of the people elected on a non-partisan ballot. Beginning January the first we will no longer have a Mayor directing the head of the City Government elected on a non-partisan ballot. The Legislature has seen fit to change this law, returning the government of the City to that of party government. The Mayor and the members of Council elected at the last election were elected as nominees of the Republican party and the party responsibility is behind the candidates of the party.

Mayor Magee submitted his name and his platform to the people of his party and the principal plank in his platform was that of retrenchment in expenditures and executive administration of the City government and pledged an earnest, sincere effort to lower taxes. His party accepted him and his platform, and the people accepted him as the nominee of his party; and, therefore, in the policies in which he has directed and in which we have assisted, we are only carrying out the party promises and behind which is party responsibility.

In the campaign much had been said about the failure of the Council in the last few years to co-operate with the Mayor of the City. A great deal of stress was placed upon the need of co-operation, and I take it, therefore, in this instance, that Council looked upon this matter as a duty to co-operate with Mayor Magee in his policy of retrenchment and lower taxes, so that we might at least start his administration in that spirit of harmony and co-operation that is so needed for the success of the City and its interests.

The budget making at this time we might correctly term an inning for the taxpayer. With thousands of men out of work, with wages being reduced everywhere, with rents so high and no chance to reduce them if taxes were made more or kept at the same rate, I think it can be truthfully said that the taxpayer is badly in need of his inning.

Every member of Council has yielded considerable of his own personal feeling and own personal advancement in this year's budget-making.

We hear and will hear from those who wish to collect politically from this budget session by playing upon the feelings, passions and prejudices of those who have suffered reductions by its passage.

It is easy for the demagogue or one seeking personal advantage to criticize those in authority when they who criticize are relieved of any responsibility and are not called upon to make a decision. To those who indulge in this criticism and loose talk, I would say, with Mayor Babcock declaring that he would not sign a tax levy ordinance calling for a higher tax rate and Mayor-Elect Magee taking the same stand and, in fact, asking for lower taxes, Council met the situation from that standpoint; and having done so there is nothing left to do but to make the expenditures of the City meet its income, which necessitated the reductions in wages that followed. Let those who object to our course and who advocate higher taxes go before the people and clearly state their position, and I am satisfied that the people will answer by saying they are not in favor of higher taxes.

Mr. President, there may be some inequalities in the bill. In going over the adjustment or readjustment of 6,000 employees' wages, some mistakes are bound to occur. As an instance, I wish to mention specific-

ally the scrubwomen or cleaners around the building. I have learned they were reduced about 25 per cent. I believe we all think that is too much. I don't believe we should enforce a greater reduction on this class of City employes than others more fortunate and better paid. This I think will be corrected after the first of the year. If there are any other glaring inequalities I think they can be corrected likewise.

Mr. President, the whole world has been upset for the last few years by the ravages of war, and the great profligate expenditures incidental thereto, mismanagement, etc. Now that we are trying to get settled on a peace term basis again, the cry of the City, county, state, nation and, in fact, all the nations of the world, is for retrenchment—the reduction of expenses and the high burdensome taxes. This can only be done by meeting the situation with a stern resolution to do what we know to be the right thing. The keynote of the last campaign for City offices was lower taxes and retrenchment. There is only one way to retrench; that is, retrench!

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
English	Robertson
Garland	Winters
Henderson	Herron (President)

Noes—Messrs.

Anderson

Ayes—8.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver presented

No. 4401. Report of the Committee on Public Service and Surveys for December 13, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4357. An Ordinance entitled, "An Ordinance fixing the width and position of the sidewalks and roadway, and re-establishing the grade of East street, from Tripoli street to Royal street."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Garland	Herron (President)
Henderson	

Ayes—9.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

MOTIONS AND RESOLUTIONS.

Mr. Garland presented

No. 4402. Whereas, By reason of the necessary reductions in salaries and wages effective during 1922, in order to reduce the tax levy, more than the usual number of firemen are at this time seeking retirement in order to have their pensions based upon this year's compensation; and

Whereas, If the report be correct, this rush to retire will further deplete the Pension Fund, which fund is admittedly none too strong at the present time; and

Whereas, Such a movement, if an extraordinary one as reported, may be looked upon as a raid upon the fund and will have the effect of seriously injuring not only those who are already pensioners, but firemen who are still in active service, who naturally have an interest in same; therefore, be it

Resolved, That Council ask the members of the Firemen's Disability Board to consider the present and future state of said fund before acting upon requests for retirement, and especially such requests as may come from men still in the prime of life.

Which was read.

Mr. Garland moved

The adoption of the resolution.

Which motion prevailed.

The Chair presented

Bill 4403. Whereas, Numerous complaints have been received by Council concerning the condition of Mansfield avenue above McGann's corner in the West End district; and

Whereas, Because of this condition numerous accidents have occurred, the latest being on Saturday evening last when two men were killed; and

Whereas, In order to avoid any further accidents due to these conditions, Council pledges its support to do whatever is necessary and believes the Department of Public Works should be instructed to make an investigation and report to Council what improvements should be made; therefore, be it

Resolved, That the Department of Public Works be and it is hereby authorized and directed to submit to Council, as soon as possible, after an investigation, a report and an estimate of the cost of putting the thoroughfare in proper condition so as to avoid accidents at this point.

Which was read.

Mr. English moved

The adoption of the resolution.

Which motion prevailed.

Also

No. 4404. Resolution requesting the Mayor and the Director of the Department of Public Safety to make an investigation of all street vending in the streets and sidewalks of merchandise during the holiday season, as it has brought several complaints and has become a nuisance, as well as a menace to the safety of pedestrians and causes a general congestion of traffic in the downtown district.

Which was read.

Mr. Garland moved.

That the resolution be referred to the Committee on Public

Safety and that the Director of the Department of Public Safety be asked to appear before said committee relative to this resolution at 2 o'clock p. m. on Tuesday, December 20, 1921.

Which motion prevailed.

UNFINISHED BUSINESS.

Bill No. 4375. Communication from the Mayor returning, without his approval, Bill No. 4259, An Ordinance granting permission to the Doebla Wagon Company to maintain a property projecting into East Ohio street.

In Council December 12, 1921. Read, laid over for one week and copy to be furnished each member.

Which was read, and on motion of Mr. Garland, received and filed.

And

Bill No. 4259. An Ordinance entitled, "An Ordinance granting to Andrew Doebla and Michael J. Doebla, trading as the Doebla Wagon Company, owners of certain property, including a three-story brick building on East Ohio street in the City of Pittsburgh, the permission and the right to raise and maintain the said three-story brick building as the same now is located on and projects over East Ohio street as widened by Ordinance No. 303 of the City of Pittsburgh, approved October 2, 1919, so long as the said present structure or building shall stand."

In Council December 12, 1921. Bill returned by the Mayor without his approval, and laid over for one week.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

Mr. English arose and said:

Mr. President, I regret very much that it is necessary for me to sustain the veto of the Mayor, for the reason that I would like to help this wagon company but we cannot do it by passage of this ordinance. However, I believe there is a way to relieve this situation. After the improvement is completed Council can pass an ordinance fixing the street lines so as to go around this building, which new street line can remain until this building is taken down by the owners. In the mean-

time let us have an understanding that we will not force the owners to tear their building down. They are afraid that one of the City inspectors will come along later and order the building removed. In answer to that, I want to say that they have the right of appeal to this Council, and it seems to me if anybody attempts to make these people tear down the building, Council can stop it by saying we do not want this building torn down. By sufferance we can continue this condition until such time as the owners want to remodel or tear down the building.

If it is true that the City Solicitor prepared this bill, I want to point out that its passage would nullify all the proceedings in the widening of East Ohio street, because we passed an ordinance fixing the width and position of the street, and to allow this building to remain on the street as widened would be playing favorites with one owner of property against the others who removed their buildings to conform to the new street lines. We cannot expect some people to give up their property and others to pay benefits stand by and see this building remain, contrary to law.

I believe the ordinance would grant a perpetual right for the building to remain inside the street limit and this would not be fair to other property owners who had to give property to accomplish the widening. Therefore, I vote to sustain the Mayor's veto.

Mr. Robertson arose and said:

Mr. President, I just want to say that the Doebla Wagon Company intend razing this building. They cannot move it back, because they are abutting on the railroad, and if they tear out the front it will cost \$28,000.00. The sidewalk continues beyond their property for thirty feet and runs into a railroad switch. The sidewalk is not traveled much and by allowing this building to remain it would not interfere with pedestrian travel. Beyond this building there are two other properties, the owners of which do not object to the protection of this particular property beyond the new street lines, because it does not interfere with or hurt them in any way.

I disagree with the Mayor in his statement that this is a perpetual grant. It is the intention of the owners to raze the building; they must do this in order to get their

trucks in and out, and I believe we would not be infringing upon other property owners' rights if we would pass this ordinance and allow the building to remain for ten years.

I am not in favor of Mr. English's suggestion to change the lines of the street to conform to the lines of the building. I want to keep the street straight. If this grant is given it will help this particular manufacturer, who proposes razing the building.

And the question recurring, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Oliver
Garland	Robertson
Herron (President)	

Noes—Messrs.

Anderson	Henderson
English	Winters.

Ayes—5.

Noes—4.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

The Chair:

Gentlemen, we have been paid a visit by the pupils of the Eighth Grade, Prospect School. They are accompanied by their teacher, Miss Margaret Douglass, and I extend an invitation to her and her pupils to say a few words to Council.

Miss Margaret Douglass arose and said:

Mr. President and Members of Council: The pupils of my class are studying civics, and to better qualify themselves in this branch of their work we have come to the Council Chamber to learn how the Council conducts its meetings.

The work they have seen here will be inspiring and will help them in their studies. I want to thank the members of Council for the courtesy you have extended to us.

The Chair:

Is there any boy or girl who desires to say anything?

Mr. James Bissett arose and said:

Mr. President and Members of Council: We appreciate the courtesy that has been extended to us. As we are taking up the work of civics and the study of municipal government, the things we saw and heard here today will be beneficial to all of us.

As a representative of the pupils of the Eighth Grade of the Prospect School, I wish to thank Council for its kindness to us.

The Chair:

Students from other schools studying civics have visited the Council Chamber and when called upon for remarks have responded, but your

talk has been the best that has ever been made. I want to compliment you for it.

Is there any young lady who desires to say a few words?

Miss Florence McCrory arose and said:

Mr. President, I desire to thank Council for permitting us to visit the Chamber today and for the instructions we have received as to the manner and mode of conducting Council meetings. We are interested in this kind of work and our visit here today will be beneficial to all of us.

And on motion of Mr. Garland

Council adjourned.

Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Wednesday, December 28th, 1921.

No. 64.

Municipal Record

NINETY-FIRST COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.

Wednesday, Dec. 23, 1921.

Council met pursuant to the following call:

Pittsburgh, December 24, 1921.

Mr. E. J. Martin,
Clerk of Council.
Dear Sir:

Please call a meeting of Council for Wednesday, December 28, 1921, at 3:30 o'clock P. M., instead of on Tuesday, December 27, 1921, at 3:30 o'clock P. M.

Yours respectfully,

JOHN S. HERRON,
President.

Which was read, received and filed.
Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Henderson	Herron (President)

Absent—Mr. Garland.

Mr. Dalley moved

That the minutes of the meetings of Council for December 12, 15 and 19, 1921, be approved.

Which motion prevailed.

The Chair announced

That the members of Council are invited to attend a meeting of the Board of Trustees of the Carnegie Library on Friday evening, December 30, 1921, at 8 o'clock, in the President's office in the Library building, Schenley Park.

The members of Council signified their intention of attending the meeting.

PRESENTATIONS.

The Chair presented
No. 4405.

THE PITTSBURGH BOARD OF TRADE,

201-209 Shady Avenue.

Pittsburgh, Pa., Dec. 23, 1921.

Hon. John S. Herron,
President, City Council,
Pittsburgh, Pa.

My Dear Mr. Herron:

You and other members of Council have no doubt noticed this morning's papers, Post, Gazette Times and Dispatch, with reference to the widening of Broad street, location, etc. You are also aware of the fact that there was no action taken of any kind either by members of the Municipal Affairs Committee or the Pittsburgh Board of Trade. The matter of fact is our Municipal Affairs Committee are still of the opinion that our original plans, as proposed by the City Planning Commission and on record and passed by Council, should go through.

The matter of changing the location of Broad street via Flavel street, running into Hamilton avenue, is by individuals and possibly members of this organization.

The writer endeavored to have this contradicted in this afternoon's papers and also in the Saturday morning's papers, and hope we may be successful in this matter.

Hoping that you will bring this to the attention of the other members of the Council as soon as possible, and thanking you in advance for your interest and co-operation, we remain,

Yours very truly,

ROBT. W. BARBOUR,
Secretary.

Copy to Hon. E. V. Babcock, Mayor.
Hon. Norman F. Brown, Director, Department of Public Works.

Mr. Dalley moved

That the communication be received and filed.

Mr. Dalley said:

Mr. President, Mr. Barbour, Secretary of the Pittsburgh Board of Trade, called the City Clerk on the telephone through him to stop at the Board of Trade on their way to Broad street last week, and when we met the delegation and interrogated them we were of the opinion that they represented the Pittsburgh Board of Trade.

And the question recurring on the motion, "That the communication be received and filed?"

The motion prevailed.

Also

No. 4406. Communication from the Chamber of Commerce, submitting report of its Committee on Rivers and Harbors opposing the central pier in the proposed new Point bridge.

Which was read, received and filed.

Also

No. 4407. Communication from N. F. Brown, Director Department of Public Works, relative to the reconstruction of the Point Bridge.

Which was read, received and filed.

Also

No. 4408. Communication from N. F. Brown, Director, Department of Public Works, relative to the closing of the Negley avenue bridge to traffic.

Which was read, received and filed.

Also

No. 4409. Communication from N. F. Brown, Director, Department of Public Works, relative to continuing the services of structural draftsmen in the Bureau of Engineering after January 1, 1922.

Which was read.

Mr. Robertson moved

That the communication be received and filed, and a copy be sent to Mayor-Elect William A. Magee.

Which motion prevailed.

Also

No. 4410. Report of the Department of Public Works relative to

placing Mansfield avenue above McGann's corner in safe condition for traffic.

Which was read, received and filed, and on motion of Mr. English, the Clerk was instructed to present same to the next Council.

Also

No. 4411. Communication from Charles B. Prichard, City Solicitor, relative to carrying out the provisions of the ordinance accepting dedication of property of Matilda M. Cochran, et al., on Brighton road on which to erect a branch library.

Which was read, received and filed, and, on motion of Mr. English, the Clerk was instructed to present same to the next Council.

Also

No. 4412. Communication from Elias J. John, Secretary, Fireman's Disability Board of the City of Pittsburgh, submitting report on Bill No. 4402, Resolution relative to members of the Bureau of Fire retiring on pension.

Which was read and, on motion of Mr. Dalley, received and filed.

Also

Bill No. 4413.

MAYOR'S OFFICE.

Pittsburgh, Dec. 28, 1921.

President and Members of Council
of the City of Pittsburgh.

Gentlemen:

I herewith return Bill No. 4340, a Resolution authorizing a warrant in favor of P. J. McArdle for \$6,173.36, T. Murray Locklin for \$2,851.72 and Monica Battle for \$120.62, without my approval.

It is well known that I vetoed from the 1921 appropriation ordinance the appropriation for the Division of Investigation, which covered the salary for the three above-named individuals. I believed at that time and believe now that this division was not necessary and that the Investigator and the assistant Investigator were not rendering sufficient service to the City. Miss Battle, the Stenographer, was ordered transferred to another branch of the City Government and her salary should have been forthcoming and continuous throughout the year, for she has rendered continuous and efficient service. T. Murray Locklin, to the best of my knowledge and belief, has never rendered any service to the City, nor has P. J. McArdle, the Chief Investigator, rendered sufficient service.

The City Charter delegates to the Mayor the power of vetoing any item in the Appropriation Ordinance. The Mayor exercised that privilege and vetoed the appropriation for the Division of Investigation about one year ago and was sustained by Council.

I cannot approve this Resolution, not only because I do not think it is right but because it would be inconsistent with my previous position. I am not unmindful of a decision of the Court of Common Pleas, which authorized the payment of \$250.00 to Mr. McArdle, nothing to Mr. Locklin and nothing to Miss Battle. Some time having elapsed before this item in the 1921 Appropriation Ordinance was vetoed by the Mayor and passed upon by Council, the Court may have been of the opinion that Mr. McArdle should have been paid for that time.

The ordinance creating the Division of Investigation stipulates that the division was to investigate certain things referred to it by City Council, while many investigations were made without the authority of a majority of Council and were the result of private, political animosity.

Very respectfully yours,

E. V. BABCOCK,
Mayor.

Which was read.

Also

Bill No. 4340. Resolution authorizing the issuing of warrants in favor of Monica Battle in the sum of \$120.62; T. Murray Locklin for \$2,851.72; and P. J. McArdle for \$6,173.46; said sums being due as salary for services as stenographer, Assistant Investigator and Investigator, respectively, in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 1, 1922, and charging same to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Robertson moved

That the bill be laid over until Saturday morning, December 31, 1921, and a copy of the veto message be sent each member of Council.

Mr. Winters arose and said:

Mr. President, I am opposed to the motion to lay this bill over until Saturday morning. The question before us is one that should be decided before the expiration of this Council. Unfortunate affairs take place, but the wheels of progress do not stop. I would be willing to lay the bill over for a few days if we were to hold another meeting, but I am not in

favor of holding a special meeting just for the purpose of taking up this resolution. Under ordinary conditions it would be right to lay it over for a week to give the members of Council an opportunity to study the veto message. The present Council should decide this matter because it is responsible for it in all its details.

I am at a loss to understand why the Mayor has vetoed this resolution in view of the advice given Council by the City Solicitor and his Assistant, Mr. Benner. Either the Mayor has not consulted the City Solicitors as to their legal opinion or else he has not cared to accept it. I see no other avenue, unless acting through mere downright obstinacy, to do anything else but follow the advice of the City Solicitors.

The Chair said:

Gentlemen, it has always been customary for Council to hold over a veto of the Mayor for one week. However, it is up to the members of Council to decide by their vote what should be done.

It seems to me that if I heard Mr. Prichard correctly, he said he would advise the Mayor to offer no further opposition to the payment of the salaries of these employees. Evidently the Mayor has not accepted Mr. Prichard's advice.

The motion before you is, to lay the veto message and the bill over until Saturday morning, December 31, 1921.

And the question recurring on the motion, Mr. Winters demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Dailey Cliver
Henderson Robertson
Herron (President—

Noes—Messrs.

Anderson English
Winters

Ayes—5.

Noes—3.

The motion prevailed.

Also

No. 4414.

MAYOR'S OFFICE.

Pittsburgh, Dec. 21, 1921.

President and Members of
City Council,
Pittsburgh, Pa.

Gentlemen:

I return herewith, without my approval, Bill No. 2424, being a resolution authorizing the payment of \$63.34 to George N. Norton of the Bureau of Fire on account of slipping on a sidewalk on his way to work.

The City Solicitor and the Law Department have repeatedly advised Council and the Mayor that the City is not liable for accidents happening to City employes on their way to and from work, and that it is illegal for the City to pay money under such circumstances.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Also

Bill No. 2424. Resolution authorizing the issuing of a warrant in favor of George N. Norton, Captain in the Bureau of Fire, for the sum of \$63.34, covering 11 days' lost time by reason of slipping on sidewalk while on way to work, and charging same to Code Account No. 42, Contingent Fund.

Which was read.

Mr. Dailey moved

That action on the bill be postponed until Saturday morning, December 31, 1921, and a copy of the veto message be furnished each member.

Upon which motion Mr. English demanded a call of the ayes and noes, and the demand having been sustained, the ayes and noes were taken and being taken were:

Ayes—Messrs.

Dailey	Robertson
Henderson	Winters
Oliver	Herron (President)

Noes—Messrs.

Anderson	English
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Ayes—6.

Noes—2.

The motion prevailed.

REPORTS OF COMMITTEES.

Mr. Dailey (for Mr. Garland) presented

No. 4415. Report of the Committee on Finance for December 20, 1921, transmitting an ordinance and several resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4341. Resolution authorizing the issuing of a warrant in favor of Mrs. Lydia N. Algeo in the sum of \$218.77, in full settlement of claim on account of damages to her property during the construction of a concrete retaining wall on Henderson street, same to be paid and charged to Appropriation No. 42, Contingent Fund.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4394. Resolution authorizing the issuing of a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of \$828.90, or so much of the same as may be necessary, in payment for three (3) 20-inch (20") Gate Valves for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C, Bonds.

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4393. Resolution authorizing and directing the City Controller to transfer \$1,360.50 from Code Account 1607, Salaries, Regular Employees, Division Office; \$526.50 from Code Account No. 1611, Wages, Regular Employees, Stables and Yards; \$600.00 from Code Account No. 1613, Miscellaneous Services, Stables and Yards; and \$826.00 from Code Account No. 1626, Equipment, Cleaning Highways, to Code Account No. 1621, Wages, Temporary Employees, Cleaning Highways, all in the Bureau of Highways and Sewers.

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4348. Resolution authorizing the City Controller to transfer the sum of \$75.00 from Appropriation No. 1109-C, Supplies, to No. 1111-F, Equipment, Department of City Planning.

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 4391. Resolution authorizing and directing the Board of Water Assessors to issue an exoneration to William F. Hammel on account of charge for water in the sum of \$352.88, being 50 per cent of the excess meter rate over the former flat rate on premises at 25-26 Graeme street, First ward.

Which was read.

Mr. Dalley moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third time, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative the resolution passed finally.

Also

Bill No. 3448. Resolution authorizing the City Solicitor to exonerate property of John A. Murtland, Ella M. Steele, Mary M. Scully, H. Elizabeth Woodwell and Bertha M. Woodwell from the payment of assessment of \$618.75 for the construction of a sewer on Jonathan street and private property, and to satisfy and discontinue the lien filed at M. L. D. No. 2 April Term, 1919, and charging the costs to the City of Pittsburgh.

In Finance Committee December 20, 1921. Read and amended by adding to the end of the resolution the following: "Upon the payment of one-half the amount of the benefits assessed against said property," and as amended ordered returned to Council with an affirmative recommendation.

Which was read.

Mr. Dalley moved

That the amendment of the Finance Committee be agreed to.

Which motion prevailed.

And the resolution, as amended in committee and agreed to by Council, was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the resolution passed finally.

Also

Bill No. 4385. An Ordinance entitled, "An Ordinance providing for the letting of contracts for materials and general supplies required by the several departments of the City Government for the year beginning January 1, 1922."

Which was read.

Mr. Dailey moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Robertson presented

No. 4416. Report of the Committee on Public Works for December 21, 1921, transmitting several ordinances and resolutions to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4106. An Ordinance entitled, 'An Ordinance amending the title and a portion of Section 1 of Ordinance No. 429, approved October 13, 1921, entitled, 'An Ordinance widening Carson street east, in the Seventeenth ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.'

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4360. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Minton street, from Brooch way to the existing sewer on Glen Mawr avenue, and authorizing the setting aside of the sum of \$2,000.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4358. An Ordinance entitled, "An Ordinance fixing the rental of Storerooms, Stalls and Stands in the North Side Market House, and providing the regulations pertaining to said Storerooms, Stalls and Stands."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, I wish to be recorded as voting NO on Bill No. 4358, An Ordinance fixing the rental of stands and stalls in the North Side Market.

I think this is political skullduggery, which will come home to rebuke some persons in the future.

I am not in sympathy with fixing the term of rental at five years—one year beyond the term of the incoming administration.

The peculiar feature about this transaction is that the present leases for stands and stalls in this market house do not expire until 1922, and it seems very unnatural for this Council to fix the term of the new leases without consulting Mayor-Elect Magee. I do not think it is the right thing to do in view of the fact that we have all agreed to co-operate with the incoming Mayor.

For the reasons stated, I wish to be recorded as voting NO.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Henderson
Dailey	Robertson
Herron (President)	

Noes—Messrs.

English	Winters
Oliver	

Ayes—5.

Noes—3.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4359. An Ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a 48-inch brick sewer on Twenty-fourth street, from the existing outlet north of Railroad street to a point at or near the U. S. Government Harbor Line, and authorizing the setting aside of the sum of \$5,200.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof."

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Mr. English arose and said:

Mr. President, I wish to be recorded as voting "no" on Bill No. 4359, An Ordinance which provides for the expenditures of \$5,200.00 for the construction of a brick sewer on Twenty-fourth street.

We practically agreed with the new Mayor to co-operate with him in conserving as much as possible during the year 1922, and to this end the Council reduced the wages and salaries of nearly every employe in the City service.

The present sewer on Twenty-fourth street is a box drain, and it seems to me that the Bureau of Highways and Sewers could keep this drain open at very little cost to the City.

The City has not received any complaints from the people in the district that this drain is inadequate. There is only one property owner interested in this new sewer. This sewer leads into the Allegheny river and there is not much danger of it clogging, and in case it does clog the Bureau of Highways and Sewers could remove the debris.

I don't think we should close the last session of Council with wasting \$5,200.00, particularly in view of the fact that other districts have been clamoring for sewers which are more urgent and their requests have been denied because of lack of funds.

I therefore vote "no" on Bill No. 4359.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
Henderson	Winters
Herron (President)	

Noes—Mr.

English

Ayes—7.

Noes—1.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4334. Resolution approving the payment of extras, amounting to \$1,511.26, in the contract with Booth & Flinn, Ltd., for the grading, regrading, paving, repaving, and otherwise improving to the re-established lines and grades of Diamond street, from Smithfield street to Grant street, and charging same as part of the cost of said improvement.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Also

Bill No. 4361. Resolution authorizing the issuing of a warrant in favor of D. Collins Company for the sum of \$591.14, for extra work done on contract for the construction of new curb and sidewalk on the northerly side of Bigelow boulevard, from Seventh avenue eastwardly, and charging same to Contract No. 1214, on file in the City Controller's Office.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage the ayes and noes were taken, and being taken were:

Ayes—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None

And there being two-thirds of the votes of Council in the affirmative, the bill passed finally.

Also

Bill No. 4373. Resolution authorizing and issuing of a warrant in favor of Christ Donatelli for the sum of \$22,709.80, for payment of certain extra work done in connection with the contract for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton district—Kelly street, Bennett street and private property from Fielding way to private property near Idlewild street, and charging the same to Bond Fund Appropriation No. 215. Contract No. 1069.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended, the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of council in the affirmative, the resolution passed finally.

Also

Bill No. 4392. Resolution authorizing the issuing of a warrant in favor of Rising & Radcliffe Company in the sum of \$750.00 for printing specifications for the Bureau of Engineering, same to be chargeable to and payable from Code Account No. 1519.

Which was read.

Mr. Robertson moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and being taken, were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver presented

No. 4417. Report of the Committee on Public Service and Surveys for December 8, 1921, transmitting an ordinance to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4042. An Ordinance entitled, "An Ordinance granting unto the St. Francis Hospital, their successors and assigns, the right to construct and maintain for their own private use a weigh scale 9x20 feet at street grade on the south side of Geneva street, in front of their property located approximately 38 feet east of the eastern building line of

Forty-fourth street, said scale to extend 9 feet from the building line on Geneva street, for the purpose of weighing materials, etc., for the said St. Francis Hospital, Ninth ward, Pittsburgh, Pa."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Oliver also presented

No. 4418. Report of the Committee on Public Service and Surveys for December 20, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4093. An Ordinance entitled, "An Ordinance vacating all that portion of Wightman street, in the Fourteenth ward of the City of Pittsburgh, from Beacon street to Munhall road, as originally located, not embraced within the lines of the street as opened."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time.

Also

No. 4419

CITY OF PITTSBURGH, PA.

December 28, 1921.

President and Members of Council,
City of Pittsburgh.

Gentlemen:

Relative to your request for a report on the vacation of Wightman street, in the Fourteenth ward, from Beacon street to Munhall street.

On December 21, 1921, I made a report of Charles B. Prichard, City Solicitor, in relation to said vacation, a copy of which you will find hereto attached, which covers the entire subject.

In view of the fact that there never was a real opened street under the Murdock Partition Plan, and the City having constructed Wightman street twenty feet west of Wightman street, as laid out in said Partition Plan, I do not believe that the vacation ordinance is the correct procedure, but if they wish to get rid of it, it should be by an ordinance vacating the location as shown on the Murdock Partition Plan.

Very truly yours,

W. E. Gelston,
Assistant Chief Engineer.

December 21st, 1921.

Chas. B. Prichard,
City Solicitor,
Department of Law.

Dear Sir:—

In re-Wightman street vacation.

In the Partition Plan of the John R. Murdock Estate recorded April 8, 1885 in County Plan Book 7, page 130, Wightman street is shown at a width of 50.0 feet; also in Murdock et al Plan of said Estate recorded May 6, 1886, in County Plan Book 7, pages 192, 193, Wightman street is shown 50.0 feet in width.

Wightman street, from Beacon street to Pocussett street was located by ordinance No. 33, approved May 3, 1901 C. B. Vol. 13, page 616. This ordinance shifted the east building line of Wightman street 20.0 feet west of the east building line as shown in the above mentioned Partition Plan.

Mr. F. N. Hoffstott purchased from Lydia Murdock Purpart "C" No. 2 in above mentioned Partition Plan recorded in Deed Book Vol. 1025, Page 235 by deed dated April 11, 1899. This Purpart went to the center line of Wightman street, as shown in the Partition Plan.

Wightman street was opened in accordance with the above mentioned location ordinance by ordinance No. 245 approved October 3, 1901, O. B. Vol. 14, page 141. Viewers proceedings were had in accordance with above mentioned ordinance and the

Viewers report confirmed absolutely March 7, 1903. In these proceedings Mr. F. N. Hoffstott was assessed \$800.00 benefits. An appeal was taken by Mr. Hoffstott, which was heard at No. 161 May Term 1903 and on May 24, 1903, a verdict in favor of the plaintiff was given for \$1.00, and the assessment to be stricken off. The City asked for a new trial, but were refused.

An ordinance authorizing the grading, paving and curbing of Wightman street, from Beacon street to Pocussett street was approved October 14, 1902, O. B. Vol. 14, P. 628. The contract was let and the street constructed. In the proceedings before the Viewers, Mr. F. N. Hoffstott was assessed \$2,767.59 which he paid.

There is a question in my mind as to whether the public has an easement on Wightman street as shown on partition Plan. I do not know absolutely, but I believe that the putting of a Partition Plan on record; on record does not imply a dedication for public use, but that it is a simple location of the street shown thereon. If I am right in my premises, then the ordinance vacating the street is not the correct procedure, but an ordinance vacating the location as shown on the said Partition Plan should be introduced and passed.

Very truly yours,

W. E. Gelston,
Assistant Chief Engineer.

Which was read, received and filed.

Also

No. 4420.

CITY OF PITTSBURGH, PA.

December 21, 1921.

Committee on Public Service
and Surveys, City Council.

Gentlemen:

In re Bill No. 4093, being an Ordinance vacating a portion of Wightman street, the following report is submitted:

The ground described in the ordinance was not included within the lines of Wightman street as located, widened, paved, graded and curbed, pursuant to various City ordinances. It is shown as part of Wightman street on the partition plan of the estate of John R. Murdoch, deceased, but if such fact amounts to a dedication, the dedication was never expressly accepted by the City, and from such information as we have obtained, it does not appear to have been impliedly accepted through public user, although, of course, the determination of public user is a question of fact rather than of law.

Regardless of whether the ground is or is not part of the street, the passage of the vacating ordinance will authoritatively determine that thereafter said ground is not a part of Wightman street.

In all cases of the vacation of all or part of a City street, the abutting property owners have a right to claim damages. I am of the opinion that no private property would be damaged by the proposed or purported vacation, and, therefore, no damages would be recovered. However, the ordinance has been introduced solely for the benefit of the abutting property owners for the purpose of quieting title, and, to remove every contingency of the recovery of damages, indemnity bonds could be exacted from the abutting property owners as a condition precedent to the passage of the ordinance.

Respectfully,

CHAS. B. PRICHARD,
City Solicitor.

Which was read, received and filed.

Mr. Winters arose and said:

Mr. President, Mr. Hanna, Assistant City Solicitor, was here a few minutes ago and he stated that he wanted to make a statement in regard to the vacation of this street. I would suggest that action be postponed for a few minutes until Mr. Hanna returns.

Mr. Oliver arose and said:

Mr. President, I have no objection to that. I spoke to Mr. Prichard and he said, in his opinion, the ordinance was in shape to be passed and everything was satisfactory as far as the Law Department was concerned. Mr. Hanna is, I think, the Assistant City Solicitor who had the matter in charge, and if it is the pleasure to wait for him I have no objection. I sent for Mr. Hanna earlier in the afternoon under the misapprehension that these reports which were just read were not in; and it would be just as well to wait for him.

The bill was laid over until Mr. Hanna appeared.

Upon Henry H. Hanna, Assistant City Solicitor, appearing, (Mr. Winters arose and said:

Mr. Hanna, you have been asked to come here to throw some light, if possible, on this ordinance pending before us for the vacation of a piece of property abutting on Wightman street. Are you familiar with it?

Mr. Hanna said:

Yes, sir.

Mr. Winters said:

I understood, Mr. Hanna, that you had a statement to make regarding this vacation, and I asked that the ordinance be laid on the table until you could come here and make your statement.

Mr. English arose and said:

Mr. President, there seems to be a question as to the proper method to adopt regarding this matter. Mr. Gelston, Assistant Chief Engineer in the Department of Public Works, says a vacation ordinance is not necessary, and Mr. Prichard, City Solicitor, says it is. Will you enlighten us on that phase, Mr. Hanna?

Mr. Hanna said:

Mr. President and Members of Council: The portion of Wightman street to be vacated was not included in the location ordinance nor in the widening ordinance for Wightman street, and the only place this portion to be vacated is shown in the John Wightman Plan laid out in 1886. Whether it was used from 1886 to 1910 would require a lot of investigation. It is my opinion, as well as that of Mr. Gelston, that this is not a part of the street, and the vacation ordinance amounts to nothing at all. It only clears up the title and it amounts to a renunciation by the City of all claims to title to the property as a part of the street.

There is a building on the ground and upon inquiry at the City Treasurer's office I find that the owners have been paying taxes on the property.

The Chair:

There is no difference between the report of the Law Department and the Engineering Department, except that Mr. Gelston thinks it is being done the wrong way. All rights of the City have been preserved, and there is no reason why this ordinance should not be passed.

And the bill, as read a second time, was agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Herron (President)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4396. An Ordinance entitled, "An Ordinance changing the name of Amberson street, between Fifth avenue and the Pennsylvania Railroad, to 'Amberson avenue.'"

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—8.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Mr. Winters presented

No. 4421. Report of the Committee on Filtration and Water for December 21, 1921, transmitting an ordinance and a resolution to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4365. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret B. Blair and Antonette Goldy Kuhn, whereby the said parties shall give license, privilege and right of way to maintain a City water main and appurtenances extending through their property in the Fourteenth ward from Fifth avenue to a point on a private drive in the Thomas M. Howe Estate Plan."

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Herron (President)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4387. Resolution authorizing the issuing of a warrant in favor of the Valley Camp Coal Company in the sum of \$696.92, for coal delivered to Ross and Aspinwall Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Which was read.

Mr. Winters moved

A suspension of the rule to allow the second and third readings and final passage of the resolution.

Which motion prevailed.

And the rule having been suspended the resolution was read a second and third times, and upon final passage, the ayes and noes were taken, and be-

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Herron (President)	

Ayes—7.

Noes—None.

And there being two-thirds of the votes of Council in the affirmative, the resolution passed finally.

Mr. Oliver (for Mr. Henderson) presented

No. 4422. Report of the Committee on Parks and Libraries for December 21, 1921, transmitting two ordinances to Council.

Which was read, received and filed.

Also, with an affirmative recommendation,

Bill No. 4351. An Ordinance entitled, "An Ordinance providing for the letting of a contract or contracts

for Painting and Redecorating the Music Hall and Main Reading Rooms of the Carnegie Free Library of Allegheny building."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Herron (President)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

Also

Bill No. 4352. An Ordinance entitled, "An Ordinance providing for the letting of a contract for fifty (50) more or less Park Benches for the Bureau of Highways and Sewers."

Which was read.

Mr. Oliver moved

A suspension of the rule to allow the second and third readings and final passage of the bill.

Which motion prevailed.

And the bill was read a second time and agreed to.

And the bill was read a third time and agreed to.

And the title of the bill was read and agreed to.

And on the question, "Shall the bill pass finally?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Herron (President)	

Ayes—7.

Noes—None.

And a majority of the votes of Council being in the affirmative, the bill passed finally.

The Chair announced

That he would call a special meeting of Council for Saturday morning, December 31, 1921, at 11 o'clock.

MOTIONS AND RESOLUTIONS.

Mr. Dailey moved

That the following members be excused for absence from Council and committee meetings:

Mr. Anderson on October 26, November 1, 7, 20, 22, 23, 29 and 30 and December 5, 6, 8, 20 and 21, 1921.

Mr. Dailey on November 1, 1921.

Mr. English on November 1 and 29, 1921.

Mr. Garland on October 26 and December 20, 21 and 28, 1921.

Mr. Henderson on October 26 and December 15, 1921.

Mr. Herron on November 28, 29 and 30 and December 5 and 6, 1921.

Mr. Oliver on October 26, November 29 and December 20 and 21, 1921.

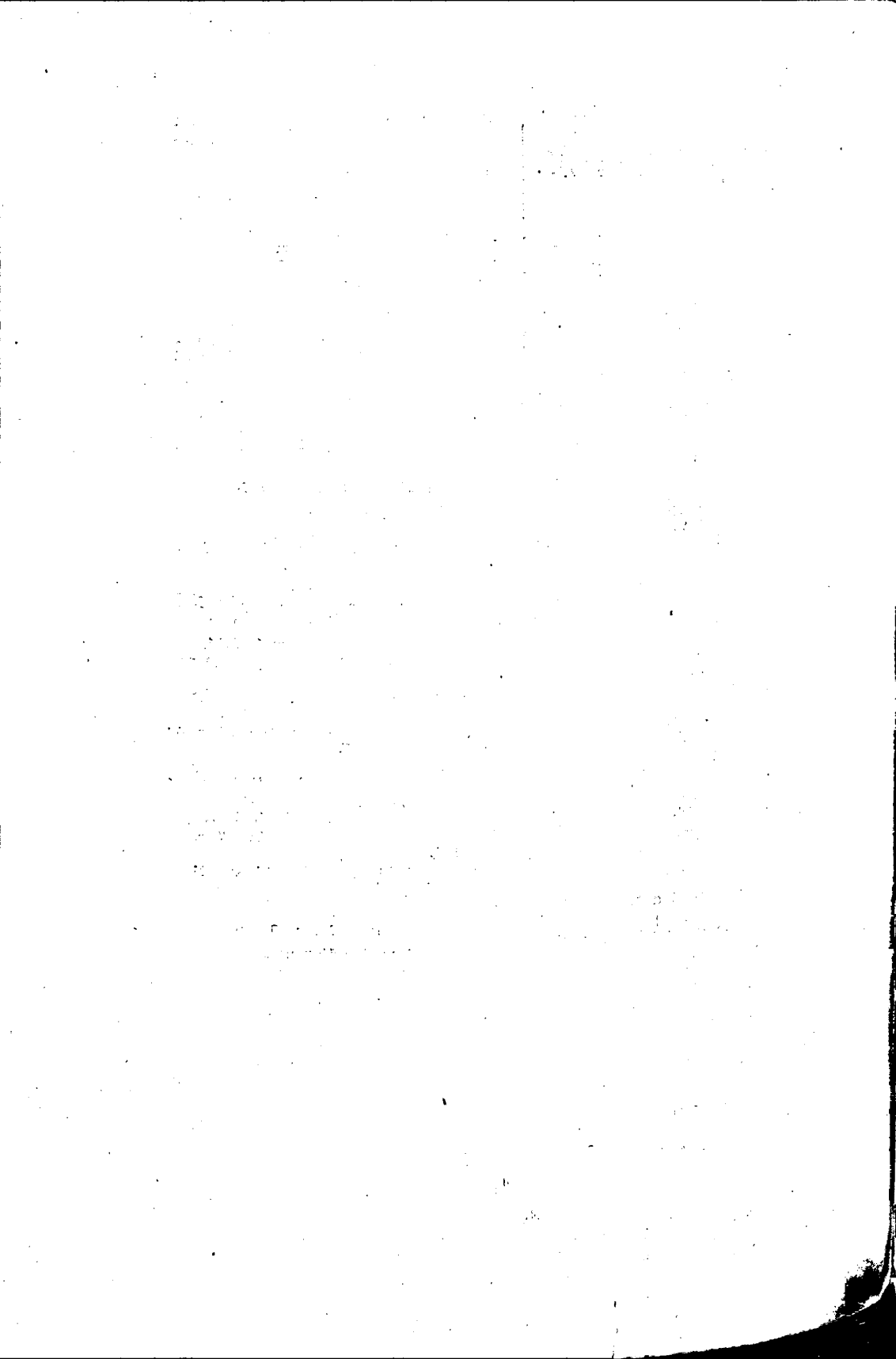
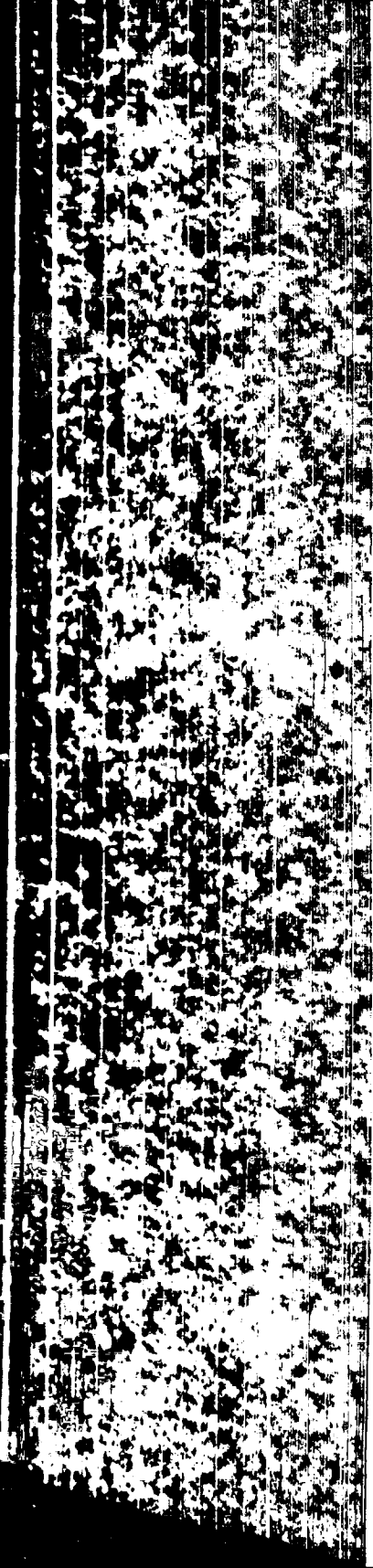
Mr. Robertson on November 7 and 23, 1921.

Mr. Winters on October 31 and November 1, 1921.

Which motion prevailed.

And on motion of Mr. Dailey

Council adjourned.



Municipal Record

Proceedings of the Council of the City of Pittsburgh

Vol. LV.

Saturday, December 31st, 1921.

No. 65.

Municipal Record

NINETY-SECOND COUNCIL

COUNCIL

JOHN S. HERRON.....President
E. J. MARTIN.....City Clerk
ROBERT CLARK.....Asst. City Clerk

Pittsburgh, Pa.,

Saturday, Dec. 31, 1921.

Council met pursuant to the following call:

Pittsburgh, Dec. 29, 1921.

Mr. E. J. Martin,
Clerk of Council.

Dear Sir:

Please call a special meeting of Council for Saturday morning, December 31, 1921, at 11 o'clock, for the consideration of such business as may come before the meeting.

Yours respectfully,

JOHN S. HERRON,
President.

Which was read.

Present—Messrs.

Anderson	Oliver
Dalley	Robertson
English	Herron (President)
Henderson	

Absent—Messrs.

Garland Winters

Mr. Dalley moved

That Council take a recess until 3:30 o'clock P. M.

Mr. English arose and said:

Mr. President, I object to Council recessing this meeting until this

afternoon. A quorum is present to transact the business of Council, and unless there is some good reason for recessing this meeting, I most strenuously object to it. Might I ask if it will be possible for Mr. Garland to be present this afternoon if that is the purpose of Council taking the recess?

And the question recurring on the motion, "That Council take a recess until 3:30 o'clock P. M."

The motion prevailed

And Council recessed until 3:30 o'clock P. M.

And the hour of 3:30 o'clock P. M. having arrived and the time of the recess having expired, Council reconvened, and there were present:

Messrs.

Dalley	Oliver
Robertson	Herron (President)

Absent—Messrs:

Anderson	Garland
English	Henderson
	Winters

And there being no quorum in attendance, Mr. Dalley moved

That Council take a recess until 4:45 o'clock P. M.

Which motion prevailed.

And Council recessed until 4:45 o'clock P. M.

And the hour of 4:45 o'clock P. M. having arrived, and the time of the recess having expired, Council reconvened, and there were present:

Messrs.

Dalley	Robertson
Oliver	Herron (President)

Absent—Messrs.

Anderson	Henderson
English	Winters
Garland	

And there being no quorum in attendance, Mr. Dalley moved

That Council recess until Monday morning, January 2, 1922, at 9 o'clock.

Which motion prevailed.
And Council recessed until Monday,
January 2, 1922, at 9 o'clock A. M.

Pittsburgh, Pa.,

Monday, Jan. 2, 1922.

And the hour of 9 o'clock A. M.
having arrived, and the time of the
recess having expired, Council recon-
vened, and there were present:

Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herrron (President)

Absent—Messrs.

Garland

Mr. English arose and said:

Mr. President, I have no desire to
place any obstructions in the way of
holding this meeting, but if it is the
desire of all to try and clean up the un-
finished business that was before us
last week, I am willing to chance
whether the meeting is legal or il-
legal. However, it is my opinion that
this present Council has no authority
to meet.

In Section 2 of the Act of Assembly
creating the Council of Nine, which
was first appointed by the then Gov-
ernor John K. Tener, it says, "Im-
mediately after the passage of this
Act, the Governor shall appoint, by
and with the advice and consent of
two-thirds of the Senate, the mem-
bers of Council who shall hold office,
UNTIL the first Monday of January,
Anno Domini one thousand nine hun-
dred and twelve." This word "until"
means unto the time of; up to; till.
Consequently the appointed Council
served up until the beginning of the
day known as the first Monday of
January, 1912. I submit that the
new day begins at midnight or when
the previous day ends.

Later on the Act of Assembly con-
tinues: "There shall be elected the
full number of Councilmen to which
the City shall be entitled, to serve
FROM the first Monday of January,
following." The word "from" means
beginning, or starting; commencing
with. Consequently the elected Coun-
cil begins the term on the first Mon-
day of January. As Monday begins
or commences or starts immediately
after midnight of the day before, it
is evident that the old Council ex-
pired at midnight and the new Coun-
cil started immediately after mid-
night. You cannot have two Coun-
cilmanic bodies at one and the same
time according to law.

My opinion is, that since the Act
is so specific in this detail and pro-
vides that the members of Council
shall hold office UNTIL the first
Monday of January anything done
now might be illegal. We are now
nine hours and twenty minutes into
the first Monday of January, 1922,
because this day we are now in, the
first Monday of January, 1922, be-
gan at midnight.

I merely call your attention to
this provision of the Act and give
my opinion that any business done
in this meeting might be illegal.

The Chair said:

With those few remarks, we will
have the clerk tell us what the
precedent has been in the past, which
will be the rule and the decision ar-
rived at by the Chair.

The Clerk (Mr. Martin) said:

As the Act of Assembly fixes the
first Monday of January at 10 o'clock
in the forenoon for the organization
of the Council, following the municipal
election on which the terms of
any members of such legislative de-
partment shall begin, it has always
been the custom for the old Council
to be in existence until such organi-
zation.

The Chair said:

The Chair rules that we are within
our legal rights in holding this
meeting.

Mr. Oliver arose and said:

Mr. President, in the case of an
emergency arising between the hour
of 12 o'clock, midnight, December 31,
and 10 o'clock on the first Monday of
January, which would require action
by Council, what body would act, the
Council already in existence or the
Council not yet sworn in?

The Clerk (Mr. Martin) said:

The Council already in existence.

Mr. Winters arose and said:

In your interpretation, Mr. Clerk,
when does the new Council begin its
term? The law plainly states that
their term begins the first Monday
of January following their election.

The Clerk (Mr. Martin) said:

The law specifically fixes the time
at 10 o'clock, in the forenoon, on the
first Monday of January following
each general municipal election.

Mr. Winters said:

Has the point raised by Mr. Eng-
lish as to the legality of the Council

whose time expired at midnight, December 31, ever been decided?

The Clerk (Mr. Martin) said:

To the best of my knowledge, yes, sir.

Mr. Henderson arose and said:

Mr. President, I would like to ask if the rules and custom of this body can override an Act of Assembly which says that the terms of Councilmen shall run until the first Monday of January?

Mr. English arose and said:

While the Clerk is looking up the point raised by Mr. Henderson, I want to say that I don't think this formality of swearing in the newly elected members of Council at 10 o'clock A. M. on the first Monday of January following their election has anything to do with fixing the term of office. If a member cares to, he can be sworn in at any time following his election and the issuing of the certificate of election by the Prothonotary of the county. However, he does not become a member of Council until the first Monday of January following his election and the matter of the organization of the new Council at 10 A. M. has nothing to do with fixing the term of office. The words "until" and "from" control this question of the term of office and have no connection with the formal taking of the oath of office or with the formal organization of Council at 10 A. M.

Mr. Oliver arose and said:

Mr. President, Mr. English merely brought this matter up, as he said, to make his position clear. There has been no ruling asked for, and I would suggest that we proceed to act on the business before the Council.

The Chair said:

It has always been the custom and this, I am informed, was established by a precedent, that the old Council can function until 10 o'clock, forenoon, on the first Monday of January, at which time the term of the newly-elected members begins.

Mr. English arose and said:

The Act of June 9, 1911, states that the members of the legislative departments of the municipal governments of this Commonwealth, hereafter elected, shall assemble in their respective places of meeting, for the purpose of organization, at 10 o'clock in the forenoon of the first day of the term, following the municipal election on which the terms of any

members of such legislative departments shall begin." My contention is that the term of the new Council begins the very minute of the first Monday in January, which is 12 o'clock midnight, and consequently the term of the old Council ended at the beginning of the term of the new Council. For convenience the Legislature has fixed 10 A. M. as the time for the election of a President of the new Council.

The Chair:

As I interpret the act, it plainly states that the term of the new Council begins at 10 o'clock in the forenoon of the first day of the term, which is the first Monday of January.

Mr. English arose and said:

The first Monday of January does not begin at 10 o'clock in the morning; the first Monday of January begins at the close of the previous day, which time is fixed at midnight.

The Chair:

If there is no further elucidation of the law, the Clerk will read the communication from His Honor, the Mayor.

The Chair presented

No. 4423.

City of Pittsburgh, Pa.,

December 30, 1921.

President and Members of Council
of the City of Pittsburgh.

Gentlemen:

I have decided to let the 1922 Appropriation Bill and Salary Ordinance become a law without my signature.

I cannot approve the Salary Ordinance because some of the reductions are not fair or equitable. I cannot reconcile the fact that some of the female employees (in some cases widows of policemen and firemen with dependents to look after) have been reduced from 15 per cent to as high as 25 per cent, while some of the City employees getting much larger salaries are reduced but very little.

It looks as though the reductions were made hastily and without due consideration for all concerned. To veto the Ordinance, which, under the law, I must approve or reject as a whole, would put me in the light of objecting to any reduction, while I consider that a reasonable, fair reduction was inevitable.

I desire to call Council's attention to the appropriations made in the past for the maintenance and up-

keep of the City's bridges. The appropriations have been entirely inadequate, resulting in almost criminal negligence. Council has been asked each year for more money for painting and upkeep (especially of the steel work) of these bridges, but have denied the amount requested with the result that the bridges have not been kept up to the normal condition necessary to insure a reasonable life and service. Beg to refer you to a recent report of the Department that the subject may not escape your attention in the future.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Winters moved

That the communication be received and filed.

Which motion prevailed.

No. 4424.

City of Pittsburgh, Pa.
President and Members of City
Council.

Pittsburgh, Pa.

Gentlemen:

I return herewith, without my approval, Bill No. 4365, being an ordinance authorizing an agreement between the City of Pittsburgh and Sarah Nancy Benedum, et al., for the extension of a City water main through the premises of said Sarah Nancy Benedum, et al., from Fifth avenue to a point on a private drive in the Thomas M. Howe Estate Plan.

I do this upon advice from the Superintendent of the Bureau of Water to the effect that the parties concerned have decided not to carry out the agreement and the ordinance is therefore unnecessary.

Very respectfully yours,

E. V. BABCOCK,

Mayor.

Which was read.

Mr. Dalley moved

That the communication be received and filed.

Which motion prevailed.

Also

Bill No. 4365. An Ordinance entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Sarah Nancy Benedum, Clara H. Brown, Charles M. Brown, Margaret B. Blair and Antionette Goldy Kuhn, whereby the said parties shall give license, privilege and right of way to maintain

a City water main and appurtenances extending through their property in the Fourteenth ward, from Fifth avenue to a point on a private drive in the Thomas M. Howe Estate Plan."

In Council December 28, 1921. Rule suspended, bill read three times and finally passed.

Which was read.

And on the question, "Shall the bill become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Noes—Messrs.

Anderson	Oliver
Dailey	Robertson
English	Winters
Henderson	Herron (President)

Ayes—None.

Noes—8.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 4413. Communication from the Mayor returning, without his approval, Bill No. 4340, Resolution authorizing the issuing of a warrant in favor of P. J. McArdle for \$6,173.36, T. Murray Locklin for \$2,851.72 and Monica Battle for \$120.62.

In Council December 28, 1921. Read and laid on the table until Saturday morning, December 31, 1921, and copy furnished each member.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Also

Bill No. 4340. Resolution authorizing the issuing of warrants in favor of Monica Battle in the sum of \$120.62, T. Murray Locklin in the sum of \$2,851.72 and P. J. McArdle in the sum of \$6,173.36, said sums being due as salary for services as stenographer, assistant investigator and investigator, respectively, in the Division of Investigation, Office of the City Clerk, including interest from date when salary was due to January 1, 1922, and charging same to Appropriation No. 42, Contingent Fund.

In Council December 28, 1921. Read and laid on the table until Saturday morning, December 31, 1921, and a copy of veto message furnished each member.

Which was read.

And on the question, "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Winters
Oliver	Herron (President)
Robertson	

Noes—Messrs.

Anderson	Henderson
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English

Ayes—5.

Noes—3.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

Also

Bill No. 4414. Communication from the Mayor returning, without his objections, Bill No. 2424, Resolution authorizing the payment of \$63.34 to George N. Norton, of the Bureau of Fire, on account of slipping on a sidewalk on his way to work.

In Council December 28, 1921. Read and laid on the table until Saturday morning, December 31, 1921, and a copy furnished each member.

Which was read.

Mr. Robertson moved

That the communication be received and filed.

Which motion prevailed.

Also

Bill No. 2424. Resolution authorizing the issuing of a warrant in favor of George N. Norton, Captain in the Bureau of Fire, for the sum of \$63.34, covering 11 days' lost time by reason of slipping on sidewalk while on way to work, and charging the same to Code Account No. 42, Contingent Fund.

In Council December 28, 1921. Read and laid on the table until Saturday morning, December 31, 1921, and a copy of the veto message furnished each member.

Which was read.

And on the question "Shall the resolution become a law notwithstanding the objections of the Mayor?"

The ayes and noes were taken agreeably to law, and were:

Ayes—Messrs.

Dailey	Robertson
Noes—Messrs.	
Anderson	Oliver
English	Winters
Henderson	Herron (President)

Ayes—2.

Noes—6.

And there not being two-thirds of the votes of Council in the affirmative, the objections of the Mayor were sustained.

MCTIONS AND RESOLUTIONS.

Mr. Oliver presented

No. 4425. Whereas, In the fullness of time and after a period of service to his City, extending over more than one-half a century, there has come to Eustace St. Pierre Morrow the summons, "Well done, thou good and faithful servant, enter thou into the joy of Thy Lord"; and

Whereas, The people of Pittsburgh have bestowed upon Controller Morrow, in fuller measure, perhaps, than upon any other citizen of his generation confidence, because of his unswerving honesty esteem, because of his utter sincerity; respect, because of his unimpeachable character, and affection, because of his unfailing gentleness of nature; therefore, be it

Resolved, That the Council of the City of Pittsburgh hereby record a feeling of irreparable loss in the passing of Mr. Morrow from the service of the City and its belief that the life and achievements of this clean living, clear thinking, upright, Christian gentleman will so serve as a guide and inspiration for future generations that, even though he has departed from the scene of his active labors, the influence of his spirit will be felt for many years to come in the City which, during his lifetime, he served so well; and, be it further

Resolved, That this resolution be spread upon the minutes of Council and an engrossed copy presented to Controller Morrow's family.

Mr. Oliver moved

The adoption of the resolution.

Mr. English moved

To amend the motion by adding the words "and that proper memorial meeting be held later."

Which motion prevailed.

And the question recurring on the motion as amended, the motion prevailed by a unanimous rising vote.

Mr. Dalley arose and said:

Mr. President, at this time I desire to call attention to the fact that there is a vacancy in the office of City Controller. I take pleasure in presenting the name of Joseph N. Mackrell for the place.

Mr. English arose and said:

I regret very much, Mr. President, that factional skullduggery is going to continue to the last minute.

The purpose of this motion is to embarrass the four members of Council who upheld the dignity of this body.

The gentleman knows that it requires a motion to be passed that we proceed to elect a new Controller and he knows full well that he cannot get enough votes to carry such a motion.

The Chair said:

Do you raise that as a point of order?

Mr. English said:

Yes, sir. I raise the point that a nomination as proposed is out of order unless a motion is passed that

Council proceed to elect a new Controller.

The Chair ruled

The point of order "well taken."

The Chair said:

Gentlemen, I want to say to Council as my last act as President, that I appreciate very much the honor you have conferred upon me from time to time and that I feel extremely gratified in having been able to preside so long and well over this body.

I wish all of you a very Happy New Year, and to those who are retiring I regret very much that you must sever your relationship, and as we go through life these are the things we meet.

And on motion of Mr. Winters

Council adjourned.

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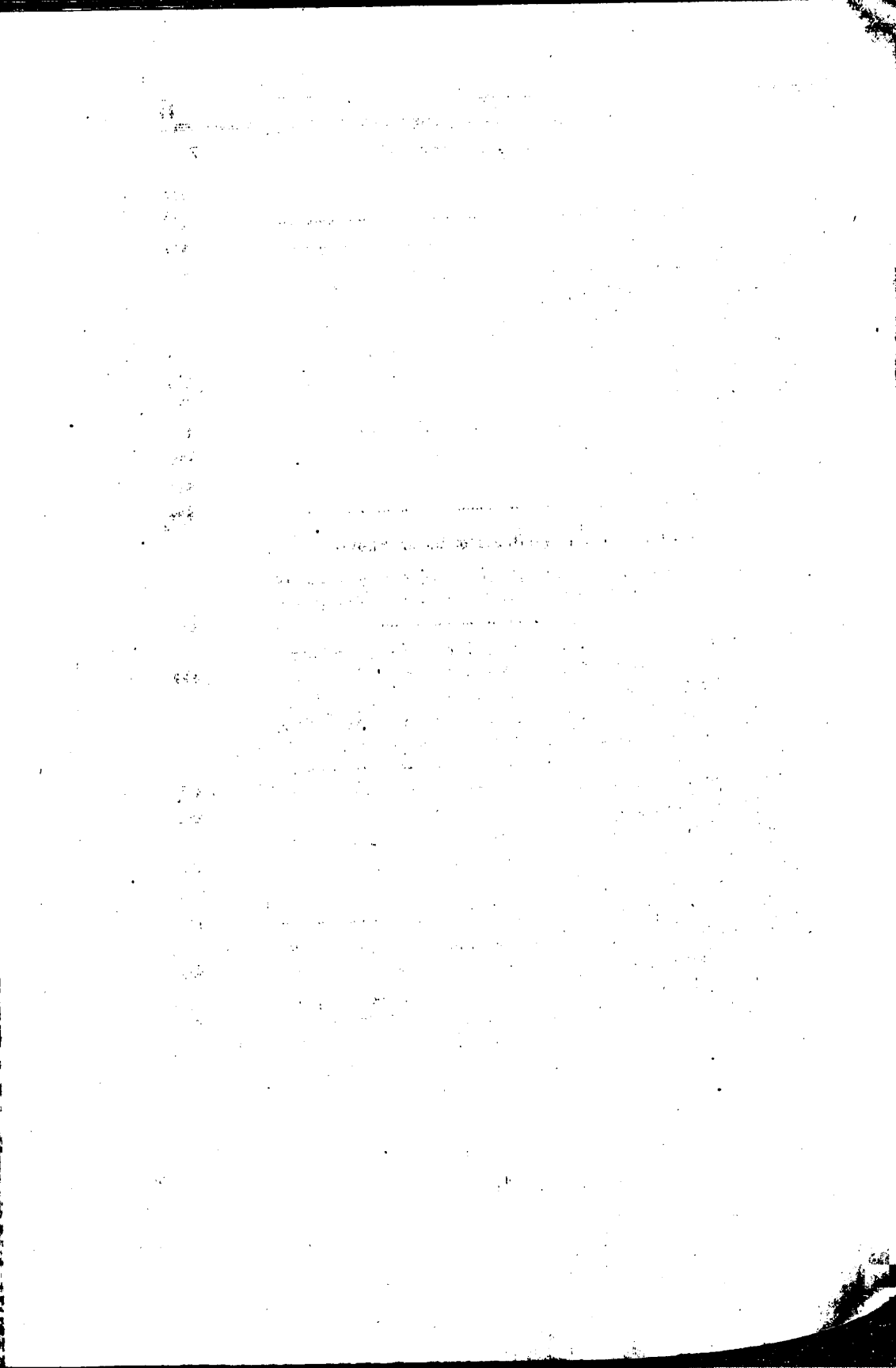
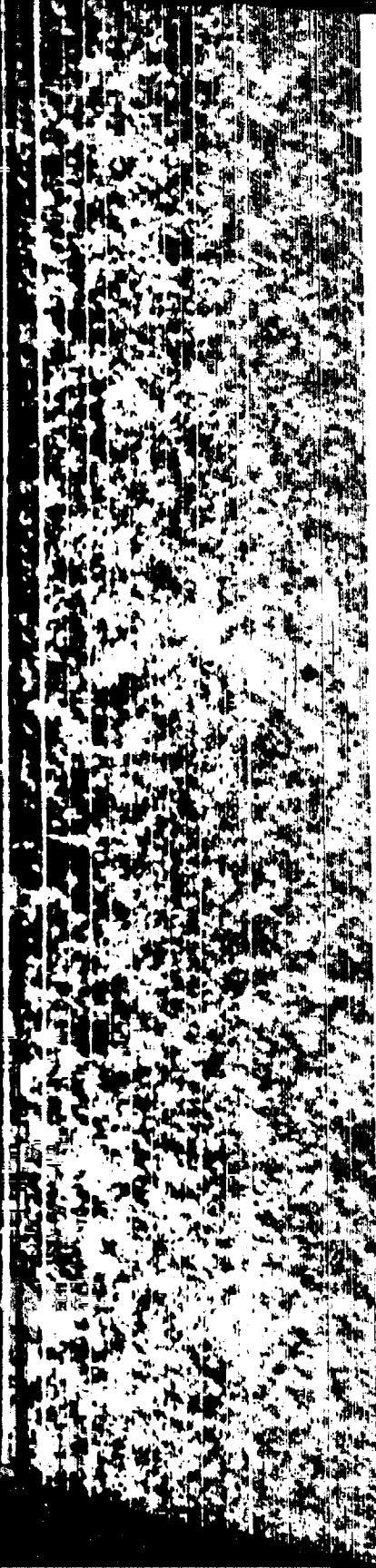
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APPENDIX

No. 1

AN ORDINANCE—Widening and changing the lines of certain portions of Pioneer Avenue, in the Nineteenth Ward of the City of Pittsburgh, between Templeton Street and West Liberty Avenue, as hereinafter designated and described as portions "A" "B", "C", "D", "E", "F", "G", "H", and "I", and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That certain portions of Pioneer Avenue, in the Nineteenth Ward of the City of Pittsburgh, between Templeton Street and West Liberty Avenue, be widened and changed as hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G", "H", and "I", according to the following descriptions:*

PART "A". Describing portion between Bell Isle Avenue and the westerly line of Cullen Plan:

The northerly line shall begin at the intersection of the northerly line of Pioneer avenue and the westerly line of Belle Isle avenue, as laid out and located in the Hughey Farm Plan of Lots, which plan is recorded in the Recorder's office in and for the County of Allegheny in Plan Book, Vol. 19, Page 142; thence continuing along the northerly line of Pioneer avenue, as laid out and located in said plan north 30 degrees 22 minutes east 373.31 feet to a point of curve; thence by a curve deflecting to the right, having a radius of 350 feet and a central angle of 45 degrees 59 minutes, 280.90 feet to a point of tangent; thence by a tangent north 85 degrees 21 minutes east 195.41 feet to the westerly line of the Andrew Cullen Plan of Lots,

which plan is recorded in the Recorder's office in and for the County of Allegheny in Plan Book, Vol. 22, Page 109.

The southerly line shall be parallel to and at a perpendicular distance of 40 feet southwardly from the above described northerly line.

PART "B". Describing portion between Capital avenue and a point 131.29 feet south of West Liberty avenue.

Beginning at a point of curve on the northerly line of Pioneer avenue, as laid out and located in the Paul Place Plan of Lots, which Plan is recorded in the Recorder's office in and for the County of Allegheny in Plan Book, Vol. 21, Pages 156-158, said point being distant north 21 degrees 34 minutes east 338.41 feet from the easterly line of Capital avenue, as laid out in said plan; thence by a curve deflecting to the left having a radius of 280 feet and a central angle of 9 degrees 38 minutes, 47.08 feet to a point of tangent; thence by a tangent continuing along the northerly line of Pioneer avenue, as laid out in said plan north 11 degrees 56 minutes east 849.65 to a point of curve; thence by a curve deflecting to the left having a radius of 280 feet and a central angle of 16 degrees 16 minutes 20 seconds, 79.52 feet to a point of tangent; thence by a tangent north 4 degrees 20 minutes 20 seconds west 479.00 feet to a point of curve; thence by a curve deflecting to the right having a radius of 520 feet and a central angle of 37 degrees 39 minutes, 341.70 feet to a point of tangent; thence by a tangent north 33 degrees 18 minutes 40 seconds east 185.86 feet to a point of curve; thence by a curve deflecting to the right having a radius of 320 feet and a central angle of 31 degrees 38 minutes, 176.67 feet to a point of tangent; thence by a tangent north 64 degrees 56 minutes 40 seconds east 260.53 feet to a point of curve; thence by a curve deflecting to the right having a radius of 320

feet and a central angle of 9 degrees 53 minutes, 55.20 feet to a point of tangent; thence by a tangent north 74 degrees 49 minutes 40 seconds east 450.27 feet to a point of curve; thence by a curve deflecting to the left having a radius of 280 feet and a central angle of 16 degrees 35 minutes 31.04 feet to a point of tangent; thence by a tangent north 58 degrees 14 minutes 40 seconds east 217.56 feet to a point of curve; thence by a curve deflecting to the left having a radius of 280 feet and a central angle of 13 degrees 21 minutes, 65.24 feet to a point of tangent; thence by a tangent north 44 degrees 53 minutes 40 seconds east 277.79 feet to a point of curve; thence by a curve deflecting to the left having a radius of 280 feet and a central angle of 11 degrees 55 minutes, 53.24 feet to a point of tangent; thence by a tangent north 32 degrees 58 minutes 40 seconds, east 242.68 feet to a point of curve; thence by a curve deflecting to the left having a radius of 180 feet and a central angle of 86 degrees 30 minutes, 271.75 feet to a point of tangent, said point being distant 131.29 feet south 53 degrees 31 minutes 20 seconds east from the southerly line of West Liberty Avenue, as widened to a width of seventy (70) feet.

The southerly line shall be parallel to and at a perpendicular distance of 40 feet southwardly from the above described northerly line.

The following described portions "C", "D", "E", "F", "G", "H" and "I" of Pioneer Avenue shall be widened by taking for public use for highway purposes all the following described pieces or parcels of land, to-wit:

PART "C". The portion of Rossmore Avenue.

Beginning on the southerly line of Pioneer Avenue and the westerly line of Rossmore Avenue, as laid out and located in the Second Ward of Brookline by the West Liberty Improvement Company, which plan is recorded in the Recorder's office in and for the County of Allegheny in Plan Book Vol. 23, Page 34-35; thence south 50 degrees 01 minutes west 34.23 feet to an angle in said Avenue; thence continuing along said Avenue south 22 degrees 51 minutes west 34.23 feet to a point of curve; thence eastwardly by a curve deflecting to the right and tangent to said line having a radius of 141.67 feet and a central angle of 27 degrees 10 minutes, 67.17 feet to the place of beginning.

PART "D". The portion at first angle westwardly from Belle Isle Avenue.

Beginning at a point on the northerly line of Pioneer Avenue, as laid out and located in the Hughey Farm Plan of Lots, hereinbefore mentioned, at the line dividing lots 81 and 82 in said plan; thence north 49 degrees 35 minutes east 17.78 feet along said Pioneer Avenue to an angle; thence continuing along said Avenue north 39 degrees 22 minutes east 17.78 feet to a point of curve; thence westwardly by a curve deflecting to the right and tangent to said line having a radius of 198.85 feet and a central angle of 10 degrees 13 minutes, 35.46 feet to the place of beginning.

PART "E". The portion at angle in Pioneer Avenue at the Cullen and Paul Place Plan of Lots.

Beginning at a point on the northerly line of Pioneer Avenue, as laid out and located in the Andrew Cullen Plan of Lots, hereinbefore mentioned said point being distant north 85 degrees 21 minutes east 95.85 feet from the westerly boundary line of said plan; thence along said northerly line of Pioneer Avenue north 85 degrees 21 minutes east 32.67 feet to an angle; thence continuing along said Pioneer Avenue, as laid out and located in the Paul Place Plan of Lots, hereinbefore mentioned, north 72 degrees 02 minutes 20 seconds east 32.67 feet to a point of curve; thence westwardly by a curve deflecting to the right and tangent to said line having a radius of 280 feet and a central angle of 13 degrees 18 minutes 40 seconds, 65.05 feet to the place of beginning.

PART "F". The portion at the second angle westwardly from Capital Avenue.

Beginning at a point on the northerly side of Pioneer Avenue, as laid out and located in the Paul Place Plan of Lots, hereinbefore mentioned, said point being the second angle point westwardly from Capital Avenue; thence south 71 degrees 33 minutes west 60.84 feet to a point of curve; thence eastwardly by a curve deflecting to the left and tangent to said line having a radius of 280 feet and a central angle of 24 degrees 31 minutes, 119.81 feet to a point of tangent; thence by said tangent south 47 degrees 02 minutes west 60.84 feet to the place of beginning.

PART "G". The portion at the first angle westwardly from Capital Avenue.

Beginning at a point on the northerly side of Pioneer avenue, as laid out and located in the Paul Place Plan of Lots, hereinbefore mentioned, said point being the first angle point westwardly from Capital avenue; thence south 47 degrees 02 minutes west 63.27 feet to a point of curve; thence eastwardly by a curve deflecting to the left and tangent to said line having a radius of 280 feet and a central angle of 25 degrees 28 minutes, 124.45 feet to a point of tangent; thence by a tangent south 21 degrees 34 minutes west 63.27 feet to the place of beginning.

PART "H". Beginning at the southwesterly intersection of West Liberty avenue and Pioneer avenue; thence southwestwardly along the southwestery line of West Liberty avenue 12.67 feet to a point of curve in said avenue; thence in a northeasterly direction by a curve deflecting to the right and tangent to said line having a radius of 9.64 feet and a central angle of 105 degrees 28 minutes 50 seconds, 16.75 feet to a point of tangent on Pioneer avenue; thence in a northwesterly direction along Pioneer avenue 12.67 feet to the place of beginning.

PART "I". Beginning at the southeasterly intersection of West Liberty avenue and Pioneer avenue; thence northeastwardly along the southeasterly line of West Liberty avenue 15.31 feet to a point of curve; thence in a southerly direction by a curve deflecting to the left and tangent to said line having a radius of 20 feet and a central angle of 74 degrees 31 minutes 10 seconds, 26.01 feet to a point of tangent on Pioneer avenue; thence in a northwesterly direction along Pioneer avenue 15.31 feet to the place of beginning.

Section 2. This Ordinance shall operate as a taking and appropriation for highway purposes of all necessary properties not included in the present confines of the Avenue to conform with the description of Parts "A" and "B", and a vacation of portions of the existing Avenues not included in the descriptions of Parts "A" and "B".

Section 3. The Department of Public Works is hereby authorized and directed to cause said certain portions of Pioneer avenue in the Nineteenth ward, between Templeton street and West Liberty avenue, to be widened and changed in conformity with the provisions of Section 1 of this ordinance.

Section 4. The cost, damages and expenses caused thereby and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 3, 1921.

Approved January 8, 1921.

Ordinance Book, 32, Page 125.

No. 2

AN ORDINANCE—Amending Section 1 of an Ordinance approved March 6, 1919, amending Section 1 of an Ordinance approved December 4, 1886, imposing a license fee on peddlers, etc.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 1 of an Ordinance approved March 6, 1919, which reads as follows:

"From and after the passage of this ordinance no person shall be employed, engaged or concerned in the business or employment of hawking, peddling or selling produce or merchandise, works of art, or any other kind of article for sale, or shall be engaged in soliciting orders for such produce, merchandise, works of art or any other kind of article for sale within the limits of the City of Pittsburgh, without having previously taken out a license therefor to sell or offer, or expose for sale such articles or any of them, or the soliciting of orders therefor, without having paid such sum or sums, as are hereinafter fixed, into the City treasury and received a license therefor; the person so offending shall be subject to a fine of fifty dollars (\$50.00) in a proceeding for summary conviction before the Mayor or any police magistrate, and in default thereof to imprisonment for a period not exceeding thirty (30) days; provided, however, that nothing herein contained shall be construed so as to prohibit farmers, gardeners or dairymen from selling the products of their own farms, gardens or dairies; and provided, further, that the terms hereof shall not apply to sale of

goods or merchandise, or solicitation of orders for goods or merchandise to be shipped from a point without the State directly to a purchaser within the State in original packages;" be and the same is hereby amended to read as follows:

From and after the passage of this ordinance no person shall be employed, engaged or concerned in the business or employment of hawking, peddling or selling produce or merchandise, works of art, or any other kind of article for sale, or shall be engaged in soliciting orders for such produce, merchandise, works of art or any other kind of article for sale within the limits of the City of Pittsburgh, without having previously taken out a license therefor to sell or offer, or expose for sale such articles or any of them, or the soliciting of orders therefore, without having paid such sum or sums, as are hereinafter fixed, into the City treasury and received a license therefor; the person so offending shall be subject to a fine of fifty dollars (\$50.00) in a proceeding for summary conviction before the Mayor or any police magistrate, and in default thereof to imprisonment for a period not exceeding thirty (30) days; provided, however, that nothing herein contained shall be construed so as to prohibit farmers, gardeners or dairymen from selling the products of their own farms, gardens or dairies; and provided, further, that the term hereof shall not apply to sale of goods or merchandise, or solicitation of orders for goods or merchandise to be shipped from a point without the State directly to a purchaser within the State in original packages, but for the protection of the public, against fraud and imposition, all persons making sales or soliciting orders for such goods or merchandise from house to house or in buildings within the limits of the City of Pittsburgh, shall be required to register with the Bureau of Police stating the kind or character of goods or merchandise they are selling, their names, occupation, residence and reference as to their character for honesty and integrity, as well as reference to the person, firm or corporation for whom they are selling said goods and which is to supply the goods and material sold. Such registration shall be in the form of an application to said Bureau for a permit to act as such agent or solicitor, and if the Superintendent of Police shall, upon examination, without delay find the statements and reference verified, he shall forthwith issue said permit to applicant. In case said statements and

reference are not verified, permits shall be refused. Any person selling or offering to sell, or soliciting orders from house to house for such goods or merchandise, without having first obtained such permit, shall be subject to the penalty hereinbefore provided.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 3, 1921.

Approved January 8, 1921.

Ordinance Book 32, Page 128.

No. 3

AN ORDINANCE—Authorizing the retention of William R. Reynolds as a Lieutenant in the Bureau of Police, until he is eligible for retirement at half pay after twenty (20) years' service, unless his services shall cease and determine by death, resignation or otherwise, prior to his eligibility for retirement on a pension.

Whereas, William R. Reynolds was appointed a patrolman in the Bureau of Police on or about April 28th, 1903, promoted to the position of Lieutenant in the Bureau of Police on or about March 1st, 1909, which position he retains at the present time; and

Whereas, the said William R. Reynolds on September 7th, 1918, while in charge of a detail of patrolmen assigned for duty at Schenley Park was struck and injured by an automobile bearing Pennsylvania license No. 333-035, Series 1918, and by reason of such, he received a fracture and dislocation of the left hip, dislocation of the right collar bone and shoulders, contusions of the body, which not only forced him to be absent from duty on account of these injuries from September 18th, 1918, until April 26th, 1919, but left him crippled for life, by reason of which, he is unable to perform the ordinary duties of a Lieutenant in the Bureau of Police; and

Whereas, the said William R. Reynolds will be eligible for retirement on a pension at half pay on or about May 1st, 1923, or within a period of less than two years and six months; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the said William R. Reynolds shall be retained in the employ of the Bureau of Police, Department of Public Safety, City of Pittsburgh, as a Lieutenant with full pay as such employe in accordance with City Ordinances, which may now or hereafter be enacted until he shall have rendered twenty (20) years' services as an employe of the Bureau of Police, unless his services shall cease and determine by death, resignation or otherwise, at which time he will be eligible for retirement at half pay, said William R. Reynolds to perform such duties as may be assigned to him from time to time by the Director of the Department of Public Safety, and for any period of absence from duty on the part of said William R. Reynolds, unless by reason of injuries received while in the performance of his duties, there shall be deductions from his pay as a Lieutenant in the Bureau of Police on a per diem basis for the number of days so absent from duty, he to be given the benefits and privileges accorded by City Ordinances with reference to pass days, and vacation periods with pay, which are now in existence or which may be hereafter enacted, during the time of the employment of said William R. Reynolds in accordance with the provisions of this Ordinance.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 3, 1921.
Approved January 8, 1921.
Ordinance Book 32, Page 130.

No. 4

AN ORDINANCE—Providing for the letting of a contract, or contracts, for the furnishing of three (3) automobiles for the Bureau of Water, Department of Public Works, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be, and are hereby authorized, empowered and

directed to advertise for proposals and to award a contract, or contracts, to the lowest responsible bidder, or bidders, for furnishing three (3) automobiles, at a cost not to exceed Nine Thousand (\$9,000.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved March 7th, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1741, "Equipment," Bureau of Water.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 3, 1921.
Approved January 8, 1921.
Ordinance Book 32, Page 131.

No. 5

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with the Jones and Laughlin Steel Company for a certain portion of Water street, between Twenty-fifth and Twenty-sixth streets, Sixteenth ward, Pittsburgh, and fixing the term and rentals thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The Mayor and the Director of the Department of Public Works be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into a contract of lease leasing and letting to the Jones and Laughlin Steel Company, a corporation of Pennsylvania, the following described portion of Water street, in the Sixteenth ward of the City of Pittsburgh, between Twenty-fifth and Twenty-sixth streets, more particularly described as follows:

1. Beginning at the intersection of the south line of South Water street and the westerly line of South 26th street distant 749.10 feet from the northerly line of Carson street; thence westwardly along the southerly line of South Water street 367.16 feet, more or less, to the easterly line of South

25th street; thence northwardly along the easterly line of South 25th street 36.30 feet, more or less, to the southerly right of way line of the Pittsburgh, McKeesport and Youghiogheny Railroad; thence along said right of way line eastwardly 364.96 feet, more or less, to the westerly line of South 26th street aforesaid; thence along the westerly line of South 26th street, southwardly 49.58 feet, more or less, to the place of beginning. Containing 0.355 Acres, more or less.

2. Beginning at the point of intersection of the west side of South 26th street and the northerly right of way line of the Pittsburgh and Lake Erie Railroad Company, said point being distant as measured along the westerly side of said South 26th street, 895.77 feet northwardly from the northerly side of Carson street; thence westwardly along the northerly right of way line of the Pittsburgh and Lake Erie Railroad Company, 364.99 feet, more or less, to the easterly line of South 25th street; thence northwardly along the easterly side of said South 25th street, 68 feet to a point on the United States Harbor Line; thence by said United States Harbor Line, south $7^{\circ} 1' 1''$ East, 20.32 feet to a point of curve; thence south by said Harbor Line by a curve to the left having a radius of 9,600 feet a distance of 231.78 feet to a point of tangent; thence by said Harbor Line, South $71^{\circ} 24' 1''$ East, 108.83 to a point on the westerly line of South 26th street; thence by the westerly side of South 26th street southwardly 126.83 feet to the point at the place of beginning. Containing 0.800 Acres, more or less.

Section 2. The said lease shall be for a term of ten (10) years from January 1, 1920, and shall provide for the payment to the City Treasurer of an annual rental of \$3,020.00, payable in equal quarterly installments during the whole term.

Before delivery of lease, the Jones and Laughlin Steel Company shall pay to the City the sum of \$6,040.00, for use and occupation of the premises up to time of delivery of lease.

Section 3. The lease shall be given under the authority of and subject to the terms and conditions of an Act of the General Assembly of Pennsylvania, entitled, "An Act empowering cities of the second class, under certain conditions, to lease streets or highways along navigable streams or streets or highways created by an Act of Assembly to private persons for a limited time, and to receive a rental therefor," approved July 20th, 1917.

Section 4. The Mayor and the Director of Public Works are hereby authorized after its approval by Council, to permit the Lessee under this ordinance to use and occupy the property on the riverward side of the United States Harbor Line adjacent to the demised premises, and to locate and maintain structures thereon, during the term of this lease, subject to the approval of the Federal and State authorities; provided that for ground so occupied under permission from the Mayor and the Director of Public Works a rental shall be paid by the Steel Company to the City at the same annual rate per square foot as that fixed on the square foot basis for the balance of the leased premises.

Section 5. The contract or lease shall be submitted to the Finance Committee of Council for approval before execution.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921.

Approved January 13, 1921.

Ordinance Book 32, Page 132.

No. 6

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with the Liberty Refining Company for a certain portion of the Lawrenceville Wharf, on the southeast corner of Water street and Forty-first street in the Ninth ward, Pittsburgh, and fixing the term and rentals thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The Mayor and the Director of the Department of Public Works be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into a contract of lease leasing and letting to the Liberty Refining Company, a corporation of Pennsylvania; the following described portion of the Lawrenceville Wharf, in the Ninth Ward of the City of Pittsburgh, and more particularly described as follows:

Beginning at the southeast corner of Water street and 41st street;

thence along the southerly line of 41st street south 46° 04' East for a distance of 195.0 feet to a point; thence south 20° 24' 20" West for a distance of 80.82 feet to a point; thence north 51° 21' West for a distance of 200.0 feet to a point on the easterly line of Water street; thence along the easterly line of Water street north 27° 02' 30" east for a distance of 96.71 feet to the place of beginning. Containing 16.698 square feet.

Section 2. The said lease shall be for a term of ten (10) years from January 1, 1920, and shall provide for the payment to the City Treasurer of an annual rental of \$900.00 payable in equal quarterly installments during the whole term.

Before delivery of lease, the Liberty Refining Company shall pay to the City the sum of \$1,800.00, for use and occupation of the premises up to the time of delivery of lease.

Section 3. The lease shall be given under the authority of and subject to the terms and conditions of an Act of the General Assembly of Pennsylvania, entitled, "An Act empowering cities of the second class, under certain conditions, to lease streets or highways along navigable streams or streets or highways created by an Act of Assembly to private persons for a limited time, and to receive a rental therefor," approved July 20th, 1917.

Section 4. The said lease shall contain such other terms and provisions as the Mayor and the Director of Public Works shall deem necessary to protect the interests of the City in the premises, and to carry out the intent and purposes of this leasing.

Section 5. The contract or lease shall be submitted to the Finance Committee of Council for approval before execution.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921.

Approved January 13, 1921.

Ordinance Book 32, Page 133.

No. 7

A^N ORDINANCE — Authorizing an Agreement between the City of

Pittsburgh and the Borough of Edgewood, providing for a sewer connection for the City of Pittsburgh to the Sanitary Outlet Sewer of the Borough of Edgewood, in accordance with Plans on file in the Bureau of Engineering, Department of Public Works, Accession No. D-3071-3072, and providing for the terms and conditions thereof.

Whereas, the Borough of Edgewood has a sanitary outlet sewer along Nine Mile Run, 14th Ward, City of Pittsburgh, and

Whereas, It is necessary for the City of Pittsburgh, by reason of the topography of a section of the 14th Ward, known as the McKelvey Grove Plan of Lots, as recorded in Plan Book Vol 19, Pages 76-77, County Recorder's Office, Allegheny County, to discharge the sanitary drainage to the existing sanitary outlet sewer of the Borough of Edgewood; Now therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works, of the City of Pittsburgh, be, and they are hereby authorized and directed to enter into an agreement on behalf of the City of Pittsburgh with the Borough of Edgewood, said agreement being of the following form, to-wit:

ARTICLES OF AGREEMENT, made and entered into this.....day of, between the City of Pittsburgh and the Borough of Edgewood, granting the City of Pittsburgh the right and privileges to provide a means of discharging the sanitary drainage from the main sewer upon the private property of J. P. Ober, by connecting an eight inch (8") sewer to the sanitary outlet sewer of the Borough of Edgewood, as shown on Plans Accession No. D-3071-3072, and as provided for in Ordinance No. 189, series 1920.

1. That all expenses, including damage to property and cost of the construction of the eight inch (8") sewer connection shall be borne by the City of Pittsburgh.

2. That the privilege granted the City of Pittsburgh by the Borough of Edgewood shall exist only so long as in the judgement of the authorities of the Borough of Edgewood that the main sewer is capable of carrying this increased amount of sewage in addition to the amount of sewage drained from the Borough of Edgewood, and

that the City will disconnect this sewer connection within one year's time after receiving written notice from the proper officials of the Borough of Edgewood that the said increment of sewage from the City of Pittsburgh is surcharging the sanitary outlet sewer of the Borough of Edgewood.

3. The City of Pittsburgh agrees to pay to the Borough of Edgewood \$100.00 on or about January 1st of each year for each group of 25 houses or fraction thereof, which have sewer connections to the main sewer or lateral sewers, which may be served by this eight inch (8") sanitary sewer connection to the sanitary outlet sewer of the Borough of Edgewood.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921.

Approved January 13, 1921.

Ordinance Book 32, Page 134.

No. 8

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a bridge on Cassina way over Nine Mile Run, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a bridge on Cassina way over Nine Mile Run, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That the sum of Eight hundred (\$800.00) dollars, or so much thereof, as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 42, Contingent Fund, and the Mayor and the Controller are hereby authorized and

directed to respectively issue and countersign warrants drawn on the said funds for the payment of the costs thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921.

Approved January 13, 1921.

Ordinance Book 32, Page 135.

No. 9

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of one automobile for the Director of the Department of Supplies.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts for the furnishing of one (1) automobile for the Director of the Department of Supplies at a cost not to exceed the sum of Three thousand (\$3,000.00) dollars and one second hand car in exchange, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided; same to be chargeable to and payable from Code Account F-1132.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921.

Approved January 13, 1921.

Ordinance Book 32, Page 136.

No. 10

AN ORDINANCE—Making an emergency appropriation in the sum of \$125,000.00 for the payment of floating

debt and operating expenses of the former Township of Chartiers.

Whereas, Pursuant to Section 13 of the Act of May 31, 1911, it has been duly certified by the Mayor and the Controller of the City of Pittsburgh that there now exists an emergency arising out of the annexation of the former Township of Chartiers, and that it is necessary to provide funds for the payment of the floating debt of said territory and for operating expenses during the present fiscal year; and,

Whereas, There is no existing appropriation from which these extraordinary expenditures can be paid; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* from the revenue derived from taxes and other sources of income by the City of Pittsburgh during the present fiscal year, there is hereby set apart and appropriated for the purposes above named the sum of \$125,000.00, Code Account No. 50, said appropriation to be expended in such amounts and for such specific purposes as may be directed by ordinance or resolution of Council.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 13, 1921.

Approved January 17, 1921.

Ordinance Book 32, Page 137.

No. 11

A^N ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract between the City of Pittsburgh and the Duquesne Light Company providing for the sale of the North Side Lighting Plant and System, fixing the terms and conditions thereof, and providing for the furnishing of light for Municipal purposes by the Duquesne Light Company and setting forth the terms and conditions of the said agreement.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed in behalf of the City of Pittsburgh, to enter into a contract with the Duquesne Light Company, in the manner and form as follows:—

ARTICLES OF AGREEMENT

Made this.....day of....., 1921, by and between THE CITY OF PITTSBURGH, a municipal corporation of the Commonwealth of Pennsylvania, hereinafter referred to as "CITY", party of the first part, and DUQUESNE LIGHT COMPANY, a corporation of the State of Pennsylvania, hereinafter referred to as "LIGHT COMPANY", party of the second part.

Whereas, the said City desires to sell certain plant, machinery and equipment heretofore used by it in furnishing electric light and power to the North Side of the City of Pittsburgh to the Light Company, and the Light Company is willing to purchase the same upon the terms and conditions hereinafter set forth.

Now, therefore, this Agreement Witnesseth: That the parties hereto for the consideration hereinafter mentioned, and the mutual covenants and conditions herein recited to be by each performed, do for themselves, their successors and assigns mutually agree with each other, their successors and assigns as follows:

First: The City agrees that for and in consideration of the payment to it of the agreed purchase price of \$378,651.93, to be paid to it by Light Company in the manner hereinafter agreed upon it will well and sufficiently grant, convey and assure unto Light Company, its successors and assigns, in fee simple, free and clear of all liens and encumbrances, the following described property, being the said electric light plant and its equipment complete:

(1). All those eleven (11) certain lots or pieces of ground situate in the Twenty-second ward of the City of Pittsburgh, (formerly the Second ward of the City of Allegheny), County of Allegheny and State of Pennsylvania, being Lots Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, and 11 in Block No. 9, Denny Estate Plan of Lots, of record in the Recorders Office of Allegheny County, Pa., in Plan Book Vol. 6, page 193 etc., together bounded and described as follows, to-wit:

Beginning at a point on the northerly line of Braddock (now Brockett) street at the line dividing Lot No. 11 from Lot No. 12 in said plan, said

point being distant, as measured along said northerly line of Braddock (now Brockett) street 211.81 feet westwardly from the intersection of said northerly line of Braddock (now Brockett) street with the westerly line of Irwin avenue; thence westwardly along said northerly line of Braddock (now Brockett) street for a distance of One hundred fifty-five and seventy-one one-hundredths (155.71) feet to the right of way line of the Pittsburgh, Ft. Wayne and Chicago Railroad; thence northwestwardly along said right of way line for a distance of One hundred thirty-five (135) feet, more or less, to the southerly line of Oak alley; thence eastwardly along said southerly line of Oak alley for a distance of Two hundred forty-seven and ninety-one one-hundredths (247.91) feet to the line dividing Lot No. 11 from Lot No. 12; thence southwardly along said dividing line for a distance of One hundred (100) feet to the northerly line of Braddock street at the place of beginning. Having thereon erected a brick power house, brick boiler house, three story brick, steel and concrete building and two-story brick building.

Being the same premises which Margaret S. Denny et al., granted and conveyed unto the City of Allegheny (now City of Pittsburgh) by deed dated March 1st, 1893, and of record in the Recorder's Office of Allegheny County, Pa., in Deed Book Vol. 845, page 7, and by deed dated November 25th, 1889, and of record in the Recorder's Office aforesaid in Deed Book Vol. 681, page 222.

(2). All the sub-station equipment, switch boards, transformers, wiring and connections, machine shop, tools, stores, materials and all other property on the said above described premises owned by the City and used in the manufacture and distribution of electric light and power and the maintenance of said service.

(3). All the distribution and transmission lines or circuits, both overhead and underground, at present used and owned by the City in connection with said plant in or on the streets of the said City, light circuits, street lamps, poles, lamps, transformers, meters and all other equipment, used in said distribution of electric service in the North Side of the said City of Pittsburgh, formerly comprised within the City of Allegheny, also the right to maintain and use in their present location on the streets and highways or property of said City all poles, wires and appliances hereby conveyed.

The particular mention or descrip-

tion of the material and equipment in the above paragraphs is not to exclude any other material, apparatus or appurtenances whatsoever, heretofore used in supplying electric light and power service in the said North Side of the City of Pittsburgh and which might not be covered by said description, but it is the intent and purpose of the parties hereto that all equipment, machinery and material whatsoever used or in stock for the maintenance and supply of said service shall be covered by this agreement.

The City agrees that it will make and deliver a good and sufficient deed for said real estate to Light Company as soon as this agreement is approved by the Public Service Commission as hereinafter provided, and further will make and execute a bill of sale for the machinery and equipment as soon thereafter as the consideration therefor is fully paid by charges for current as provided herein. It is understood and agreed however that the Light Company shall go into possession of said electric plant as of January 1, 1921.

Second: Light Company agrees that it will purchase the real estate, plant and equipment above described for the consideration hereinbefore mentioned, and will pay therefor the said consideration in the following manner:

(1). Light Company will credit against the consideration hereinbefore mentioned the sum of \$29,727.14, being the net amount due and owing from City to Light Company on December 31st, 1920, for electric light and power supplied by Light Company to the said North Side Electric Light Plant of City from May 24th, 1920 to December 31st, 1920, inclusive.

(2). Light Company will pay the balance of \$348,924.79 of said purchase price, by crediting against said balance and interest thereon as hereafter provided the net monthly charges and amounts which shall become due from City to Light Company for lighting service to that portion of the City of Pittsburgh formerly comprising the City of Allegheny, and shall apply the same to the payment of said balance and interest until paid. Interest at the rate of ½% per month shall be charged on the monthly unpaid balances.

Third: It is agreed that the contract between the Light Company and City for the furnishing of electric light for street lighting in other parts of the City, dated May 7, 1918, and the contract between Light Company and City for furnishing light and power to the various municipal build-

ings and for other purposes in the other parts of said City, for the year 1921, and all the terms and conditions thereof, shall extend to and cover the supplying of light for street lighting and the furnishing of light and power for municipal buildings and purposes in the portion of the City of Pittsburgh formerly City of Allegheny supplied by said North Side Light Plant.

This contract is entered into by the City of Pittsburgh by virtue of an ordinance of the City of Pittsburgh duly enacted entitled, "An Ordinance authorizing the proper officers of the City of Pittsburgh to sell and convey to the Duquesne Light Company the North Side Electric Light Plant and providing for the payment therefor", and by Duquesne Light Company pursuant to a resolution of the Finance Committee of the Board of Directors of said Company passed on the 15th day of December, 1920.

In Witness Whereof, the City has caused its corporate seal to be hereto affixed and these presents to be signed by the Mayor and the Director of the Department of Public Works, and Duquesne Light Company has caused its corporate seal to be hereto affixed, attested by its Secretary, and these presents to be signed by its President, the day and year first above written.

CITY OF PITTSBURGH,

By.....
Mayor

Attest:

.....
Secretary.

.....
Director, Department
of Public Works

DUQUESNE LIGHT COMPANY

By.....
President.

Attest:

.....
Secretary.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 17, 1921.

Approved January 20, 1921.

Ordinance Book 32, Page 137.

No. 12

AN ORDINANCE — Authorizing and directing the Grading to a width of 37 feet, Paving and Curbing of Mackinaw avenue from Saranac avenue to Wenzel way, and the construction of a storm sewer for the drainage thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Mackinaw avenue, from Saranac avenue to Wenzel way, be graded to a width of 37 feet, paved and curbed, and that a storm sewer be constructed for the drainage thereof. The center line of said grading to coincide with the center line of said street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 37 feet, paving and curbing of said street between said points, and for the construction of said storm sewer, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-five thousand (\$35,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

• Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921.

Approved January 20, 1921.

Ordinance Book 32, Page 141.

No. 13

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Saranac avenue from West Liberty avenue to Palm Beach avenue at its northly terminus, and the construction of a storm sewer for the drainage thereof, and providing that the costs, damages and expenses of the same be assessed against and collected from properties specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Saranac avenue, from West Liberty avenue to Palm Beach avenue at its northerly terminus be graded, paved and curbed, and that a storm sewer be constructed for the drainage thereof.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, and for the construction of said sewer, the contract or contracts of said sewer, the contract or contracts herefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Sixty-eight thousand and (\$68,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921

Approved January 20, 1921.

Ordinance Book 32, Page 142.

No. 14

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Shiras avenue from Palm Beach avenue to Candace street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Shiras avenue, from Palm Beach avenue to Candace street, be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Forty-five thousand (\$45,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 10, 1921.

Approved January 20, 1921.

Ordinance Book 32, Page 142.

No. 15

AN ORDINANCE—Amending line 3, Section 17, Department of Assessors, of an ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of

the City of Pittsburgh and the rate of compensation thereof" which became a law January 2, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* line 3, Section 17, Department of Assessors, of an ordinance entitled "An ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof" which became a law January 2, 1920, which reads as follows:

"Eight Assessors, \$3,500.00 each per annum"

shall be and the same is hereby amended to read

Eight Assessors \$4,000.00 each per annum.

which rate shall be effective as of January 1st, 1921.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 143.

No. 16

AN ORDINANCE — Amending item, "Mechanic's Helper," City-County Building, of Section 67, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2nd, 1920, and as amended by ordinance of January 3rd, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* item "Mechanic's Helper," City-County Building, of Section 67, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and as amended by ordinance of January 3rd, 1921, which reads as follows:—

"Mechanics' Helper, not to exceed C. U. W.,"

Shall be and the same is hereby amended to read as follows, to-wit:—

"Oiler, C. U. W."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Passed January 27, 1921.

Ordinance Book 32, Page 144.

No. 17

AN ORDINANCE—Amending portions of Section 24, Department of Public Safety, Bureau of Police, Section 25, Department of Public Safety, Bureau of Fire; Section 33, Department of Health, Division of Transmissible Diseases, Section 37, Department of Health, Bureau of Child Welfare, and Section 41, Department of Health, Division of Housing and Sanitary Inspection, and Section 63, Department of Public Works, Highways and Sewers Division Officers, of an ordinance, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof", which became a law January 2, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* portions of Section 24, Department of Public Safety, Bureau of Police, Section 25, Department of Public Safety, Bureau of Fire, Section 33, Department of Health, Division of Transmissible Diseases, Section 37, Department of Health, Bureau of Child Welfare, and Section 41, Department of Health, Division of Housing and Sanitary Inspection, and Section 63, Department of Public Works, Highways and Sewers Division Officers, of an ordinance, entitled "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof", which became a law January 2, 1920, and which read as follows:

"Line 16, Section 24, Department of Public Safety, Bureau of Police:—Seven hundred eighty-six Patrolmen.

Line 16, Section 25, Department of Public Safety, Bureau of Fire:—Four hundred eighteen Hosemen and Laddersmen.

Lines 5 and 11, Section 33, Department of Health, Division of Transmissible Diseases:—Four Medical Inspectors \$1,900.00 each per annum, Twelve Field Nurses, \$1,416.00 each per annum.

Line 9, Section 37, Department of Health, Bureau of Child Welfare:—Twenty-five Medical Inspectors for 10 months \$190.00 each per month.

Line 7, Section 41, Department of Health, Division of Housing and Sanitary Inspection:—Twenty-nine Inspectors, one of which shall be a female.

Line 6, Section 63, Department of Public Works, Highways and Sewers Division Officers:—

Forty-two Street Foremen, \$1,692.00 each per annum",

shall be and the same are hereby amended to read as follows:—

"Line 16, Section 24, Department of Public Safety, Bureau of Police:—Seven hundred ninety-three Patrolmen.

Line 16, Section 25, Department of Public Safety, Bureau of Fire:—Four hundred twenty-four Hosemen and Laddersmen.

Lines 5 and 11, Section 33, Department of Health, Division of Transmissible Diseases:— Five Medical Inspectors, \$1,900.00 each per annum. Thirteen Field Nurses, \$1,416.00 each per annum.

Line 9, Section 37, Department of Health, Bureau of Child Welfare:—Twenty-six Medical Inspectors for 10 months, \$190.00 each per month.

Line 7, Section 41, Department of Health, Division of Housing and Sanitary Inspection—Thirty inspectors, one of which shall be a female.

Line 6, Section 63, Department of Public Works, Highways and Sewers, Division offices — Forty-three street Foremen, \$1,692.00 each per annum." and that said Section 63 shall be amended by the addition of the following line:—

"Three Skilled Laborers, \$5.00 each per day."

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 144.

No. 18

AN ORDINANCE — Authorizing and making making provisions for expenditures during the fiscal year 1921 made necessary by the annexation of the former Township of Chartiers.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That to provide for payment of the expenses made necessary by the annexation of the former Township of Chartiers, the City Controller shall be and he is hereby authorized and directed to transfer from Appropriation No. 50, Special Appropriation for the former Township of Chartiers, the sum of Sixty thousand two hundred eighty-seven (\$60,287.00) dollars for the purposes and to code accounts as follows:

To Appropriation No. 35, Interest on Bonded Debt, Chartiers Township, for the payment of interest on bonds outstanding	\$ 3,550.00
To Appropriation No. 1216, Salaries, regular employees, Division of Transmissible Diseases, for the compensation of one medical inspector and one field nurse	\$ 3,316.00
To Appropriation No. 1243, Salaries, regular employees, Bureau of Child Welfare for the compensation of one medical inspector	\$ 1,900.00
To Appropriation No. 1257, Miscellaneous Services, Bureau of Sanitation, for the expenses of a sanitary survey	\$ 650.00
To Appropriation No. 1258, Supplies, Bureau of Sanitation, for printing and stationery required for sanitary survey	\$ 100.00
To Appropriation No. 1269, Salaries, regular employees, Division of Housing and Sanitation, for the compensation of one sanitary inspector	\$ 1,554.00

To Appropriation No. 1444,
Salaries, regular employees,
Bureau of Police, for the
compensation of seven pa-
trolmen\$12,600.00

To Appropriation No. 1457,
Equipment, Bureau of Po-
lice, for one patrol wagon \$ 3,000.00

To Appropriation No. 1461,
Salaries, regular employees,
Bureau of Fire, for the
compensation of six hose-
men and laddermen\$ 9,720.00

To Appropriation No. 1470,
Firemen's Disability Fund,
Bureau of Fire, for addi-
tional compensation of six
hosemen and laddermen\$ 180.00

To Appropriation No. 1475,
Materials, Bureau of Elec-
tricity, for wire and cables
for extensions\$ 5,000.00

To Appropriation No. 1477,
Equipment, Bureau of Elec-
tricity, for fire alarm and
police patrol boxes\$ 2,625.00

To Appropriation No. 1607,
Salaries, regular employees,
Division Officers, Bureau of
Highways and Sewers, for
the compensation of one
street foreman\$ 1,692.00

To Appropriation No. 1629,
Wages, temporary employ-
ees, Repairing Highways,
Bureau of Highways and
Sewers, for the wages of
artisan and skilled laborers\$ 9,000.00

To Appropriation No. 1631,
Materials, Repairing High-
ways, Bureau of Highways
and Sewers, for materials
for highway repairs\$ 5,000.00

To Appropriation No. 1762,
Miscellaneous Services, Bu-
reau of Water, for rental
for 20 fire hydrants\$ 400.00

Section 2. That the City of Pitts-
burgh shall retain, during the fiscal
year 1921, the services of the former
Township Solicitor at a compensation
of \$500.00, and of the former Town-
ship Secretary at a compensation of
\$600.00, and that said compensation
shall be paid in monthly instalments
from Appropriation No. 50, Special
Appropriation for the former Town-
ship of Chartiers, upon payrolls certi-
fied by the City Solicitor.

Section 3. That any Ordinance or
part of Ordinance, conflicting with the

provisions of this Ordinance, be and
the same is hereby repealed, so far as
the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 146.

No. 19

AN ORDINANCE—Granting the privi-
lege and right to the abutting
property owners on both sides of
Methyl street, between Coast and
Wentworth avenues, in the Nineteenth
Ward of the City of Pittsburgh to
use and utilize the seven foot strips
lying between the property lines and
the sidewalks, for sloping and terrac-
ing, including the necessary retaining
walls and steps, also for parking and
the planting of shrubbery, etc., for the
beautification of the abutting prop-
erties, and providing that no struc-
tures shall be erected or maintained
on said strips.

Whereas, in the improvement of the
said street it was not deemed wise or
necessary to grade and pave the street
to its full width of fifty (50) feet;
the roadway being fixed at a width of
twenty-two (22) feet and the grad-
ing authorized to a width of thirty-
six (36) feet, at grade, allowing the
ungraded seven foot strips on each
side of the street for the purposes of
sloping, terracing, parking and the
beautification of the same with such
steps and walls as might be necessary,
therefore:

Section 1. *Be it ordained and enacted
by the City of Pittsburgh, in Council
assembled, and it is hereby ordained and
enacted by the authority of the same, That*
the owners of the property abutting
on both sides of Methyl street, be-
tween Coast and Wentworth avenues
are granted the privilege and the
right to use the seven foot strips ly-
ing between the sidewalks and the
property lines for sloping and ter-
racing, including the necessary re-
taining walls and steps, also for park-
ing and the planting of shrubbery,
etc., for the beautification of the
abutting properties.

Section 2. Nothing in this Ordinance
shall be construed as granting per-
mission of authority to the abutting
property holders to erect or maintain
any structures other than those spe-

cifically mentioned on the said seven foot strips or within the lines of the street, fifty (50) feet wide.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 147.

No. 20

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of one (1) Snow Loader manufactured by the Barber-Greene Company to the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and are hereby authorized and directed to award a contract for the furnishing and delivery of one (1) Snow Loader manufactured by the Barber-Greene Company to the Bureau of Highways and Sewers, Department of Public Works, for a sum not to exceed Five thousand Eight hundred (\$5,800.00) dollars in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Five thousand eight hundred (\$5,800.00) dollars, or so much of the same as may be necessary, shall be and the same is hereby set apart and appropriated for the payment required for the performance of the above mentioned work and that said amount shall be paid out of Code Account No. 1626, Equipment and Machinery, Cleaning Highways, Bureau of Highways and Sewers, Department of Public Works.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 148.

No. 21

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Evanston street and on the southwest sidewalk of Middletown road, from Harrisburg street to the existing sewer on Middletown road, at Ashtola way. With branch sewers on Ashtola way, Harrisburg street, Clearfield street and on the southwest sidewalk of Middletown road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a public sewer be constructed on Evanston street and on the southwest sidewalk of Middletown road, from Harrisburg street to the existing sewer on Middletown road at Ashtola way. With branch sewers on Ashtola way, Harrisburg street, Clearfield street and on the southwest sidewalk of Middletown road. Commencing on Evanston street at Harrisburg street, thence northeastwardly along Evanston street to the southwest sidewalk of Middletown road, thence northwestwardly along the southwest sidewalk of Middletown road to the existing sewer on Middletown Road at Ashtola way. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter. With a branch sewer on Ashtola way. Commencing on Ashtola way at Harrisburg street, thence northeastwardly along Ashtola way to the existing sewer on Middletown road, with a branch sewer on Harrisburg street. Commencing at the crown on Harrisburg street, thence southeastwardly and northwestwardly, respectively, along Harrisburg street to the sewers on Evanston street and Ashtola way. With a branch sewer on Clearfield street. Commencing at the crown on Clearfield street, thence southeastwardly and northwestwardly, respectively, along Clearfield street to the sewers on Evanston street and Ashtola way. With a branch sewer on the southwest sidewalk of Middletown road. Commencing on the southwest sidewalk of Middletown road at

a point about 90 feet southeast of Evanston street, thence northwestwardly along the southwest sidewalk of Middletown road to the sewer on the southwest sidewalk of Middletown road. Said branch sewers to be terra cotta pipe and fifteen (15") inches in diameter. Said sewer on Evanston street and said branch sewers on Harrisburg street and Clearfield street to have nine inch (9") lateral sewers extending from the main sewer to a point one (1) foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this ordinance, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and ordinances; and the contract price or contract prices not to exceed the total sum of Twenty-one thousand (\$21,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 149.

No. 22

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for, and to award a contract or contracts, for the construction of a trunk sewer on the easterly sidewalk of Sussex avenue, and on private property from Norabell avenue to Cedric avenue, and authorizing the setting aside of the sum of \$20,000.00 from Code Account 1576-E, Repair Schedule,

Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts, to the lowest responsible bidder or bidders, for the construction of a trunk sewer on the easterly sidewalk of Sussex avenue, and on private property, from Norabell avenue to Cedric avenue commencing on the easterly sidewalk of Sussex avenue at Norabell avenue; thence southwardly along the easterly sidewalk of Sussex avenue to a point about 60 feet southwardly from Norabell avenue, thence southeastwardly across the easterly sidewalk of Sussex avenue to private property of Simon A. LeRoy, thence continuing southeastwardly on, over, across and through the private properties of Simon A. LeRoy, John M. Kuntz, Harry P. Bovard et ux, M. McLaughlin, Walker B. Stratton and Margaret Seldosky et al, to Sageman avenue, thence continuing southeastwardly across Sageman avenue to the private property of T. Becker, thence continuing southeastwardly on, over, across and through the private properties of T. Becker, Mary A. Reilly, Ellen A. Dean, E. Brandt and M. Nernberg to Cedric avenue, thence continuing southeastwardly across Cedric avenue to an outfall at a point about 20 feet southeastwardly from the northwesterly line of Cedric avenue.

Said trunk sewer to be constructed in accordance with Plan Acc. No. D-3095, on file in the Bureau of Engineering, Department of Public Works. The said contract, or contracts, to be awarded for a sum not to exceed Twenty thousand (\$20,000.00) dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract, or contracts, with the successful bidder, or bidders, for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Twenty thousand (\$20,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the City Controller are hereby authorized and directed to respectively issue and

cifically mentioned on the said seven foot strips or within the lines of the street, fifty (50) feet wide.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 147.

No. 20

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing and delivery of one (1) Snow Loader manufactured by the Barber-Greene Company to the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and are hereby authorized and directed to award a contract for the furnishing and delivery of one (1) Snow Loader manufactured by the Barber-Greene Company to the Bureau of Highways and Sewers, Department of Public Works, for a sum not to exceed Five thousand Eight hundred (\$5,800.00) dollars in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Five thousand eight hundred (\$5,800.00) dollars, or so much of the same as may be necessary, shall be and the same is hereby set apart and appropriated for the payment required for the performance of the above mentioned work and that said amount shall be paid out of Code Account No. 1626, Equipment and Machinery, Cleaning Highways, Bureau of Highways and Sewers, Department of Public Works.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 148.

No. 21

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Evanston street and on the southwest sidewalk of Middletown road, from Harrisburg street to the existing sewer on Middletown road, at Ashtola way. With branch sewers on Ashtola way, Harrisburg street, Clearfield street and on the southwest sidewalk of Middletown road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Evanston street and on the southwest sidewalk of Middletown road, from Harrisburg street to the existing sewer on Middletown road at Ashtola way. With branch sewers on Ashtola way, Harrisburg street, Clearfield street and on the southwest sidewalk of Middletown road. Commencing on Evanston street at Harrisburg street, thence northeastwardly along Evanston street to the southwest sidewalk of Middletown road, thence northwestwardly along the southwest sidewalk of Middletown road to the existing sewer on Middletown Road at Ashtola way. Said sewer to be terra cotta pipe and fifteen (15") inches in diameter. With a branch sewer on Ashtola way. Commencing on Ashtola way at Harrisburg street, thence northeastwardly along Ashtola way to the existing sewer on Middletown road, with a branch sewer on Harrisburg street. Commencing at the crown on Harrisburg street, thence southeastwardly and northwestwardly, respectively, along Harrisburg street to the sewers on Evanston street and Ashtola way. With a branch sewer on Clearfield street. Commencing at the crown on Clearfield street, thence southeastwardly and northwestwardly, respectively, along Clearfield street to the sewers on Evanston street and Ashtola way. With a branch sewer on the southwest sidewalk of Middletown road. Commencing on the southwest sidewalk of Middletown road at

a point about 90 feet southeast of Evanston street, thence northwardly along the southwest sidewalk of Middletown road to the sewer on the southwest sidewalk of Middletown road. Said branch sewers to be terra cotta pipe and fifteen (15") inches in diameter. Said sewer on Evanston street and said branch sewers on Harrisburg street and Clearfield street to have nine inch (9") lateral sewers extending from the main sewer to a point one (1) foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this ordinance, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and ordinances; and the contract price or contract prices not to exceed the total sum of Twenty-one thousand (\$21,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 149.

No. 22

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for, and to award a contract or contracts, for the construction of a trunk sewer on the easterly sidewalk of Sussex avenue, and on private property from Norabell avenue to Cedric avenue, and authorizing the setting aside of the sum of \$20,000.00 from Code Account 1576-E, Repair Schedule,

Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts, to the lowest responsible bidder or bidders, for the construction of a trunk sewer on the easterly sidewalk of Sussex avenue, and on private property, from Norabell avenue to Cedric avenue commencing on the easterly sidewalk of Sussex avenue at Norabell avenue; thence southwardly along the easterly sidewalk of Sussex avenue to a point about 60 feet southwardly from Norabell avenue, thence southeastwardly across the easterly sidewalk of Sussex avenue to private property of Simon A. LeRoy, thence continuing southeastwardly on, over, across and through the private properties of Simon A. LeRoy, John M. Kuntz, Harry P. Bovard et ux, M. McLaughlin, Walker B. Stratton and Margaret Seldosky et al, to Sageman avenue, thence continuing southeastwardly across Sageman avenue to the private property of T. Becker, thence continuing southeastwardly on, over, across and through the private properties of T. Becker, Mary A. Reilly, Ellen A. Dean, E. Brandt and M. Nernberg to Cedric avenue, thence continuing southeastwardly across Cedric avenue to an outfall at a point about 20 feet southeastwardly from the northwesterly line of Cedric avenue.

Said trunk sewer to be constructed in accordance with Plan Acc. No. D-3095, on file in the Bureau of Engineering, Department of Public Works. The said contract, or contracts, to be awarded for a sum not to exceed Twenty thousand (\$20,000.00) dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract, or contracts, with the successful bidder, or bidders, for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Twenty thousand (\$20,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the City Controller are hereby authorized and directed to respectively issue and

countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 24, 1921.

Approved January 27, 1921.

Ordinance Book 32, Page 150.

No. 23

AN ORDINANCE—Appropriating and setting aside from the proceeds of Water Bonds, Series "A" 1919, the sum of Seventy-five thousand (\$75,000.00) dollars for the payment of Engineering, Mechanical and other services in the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Water Bonds, Series "A" 1919, the sum of Seventy-five thousand (\$75,000.00) dollars, for the purpose of paying the salaries and wages required for Engineering, Mechanical and other services performed by the employees of the Bureau of Water, Department of Public Works, in the improvement of and extension of water system, installation of meters, etc., in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as No. 203-A, Salaries and Wages.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1921.

Approved February 5th, 1921.

Ordinance Book 32, Page 151.

No. 24

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to make a lease with Jennie P. A. Sullivan for

certain property on Frazier street, Fourth Ward, and fixing the rental thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works make and execute a lease with Jennie P. A. Sullivan for playground purposes for a certain tract of land on Frazier street, Fourth Ward, containing three (3) acres more or less, bounded and described as follows, to-wit:

Starting at a point on Frazier street; thence running westwardly 196 feet to a point; thence southwardly 100 feet to a point; thence westwardly 191-½ feet to a point; thence southwardly 375 feet more or less to a point; thence southeastwardly 233 feet more or less to a point; thence northwardly 305.7 feet to a point; thence eastwardly 156 feet to a point; thence northwardly 210.08 feet to the place of beginning.

Said lease to cover a period of (3) years beginning January 1st, 1921, the consideration being the exoneration of said described premises from all City taxes for the fiscal years 1921, 1922 and 1923, and the Board of Assessors shall be and they are hereby authorized and directed to exonerate said premises from all City taxes for the fiscal years 1921, 1922 and 1923. Said lease is also to contain a clause whereby the City of Pittsburgh shall upon ninety (90) days' written notice from the owner of said property, vacate said premises, and in the event the City of Pittsburgh is required to vacate before the termination of this lease, the lessor agreed to pay taxes on said property for the remaining period of 1921, 1922 and 1923 that the City does not occupy said premises.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1921.

Approved February 5, 1921.

Ordinance Book 32, Page 152.

No. 25

AN ORDINANCE—Amending Section 66, Bureau of City Property, Department of Public Works, of an Ordinance entitled "An Ordinance fixing

the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and which was amended by ordinance No. 472 which became a law January 3rd, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 68, Bureau of City Property, Department of Public Works, of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 2nd, 1920 and which was amended by Ordinance No. 472, which became a law January 3rd, 1921 shall be and the same is hereby amended by inserting the following:

1 Caretaker\$4.00 per day.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1921.

Approved February 5, 1921.

Ordinance Book 32, Page 153.

No. 26

AN ORDINANCE—Widening Diamond street, in the First and Second Wards of the City of Pittsburgh, from Smithfield street to Grant street, fixing the widths and position of the sidewalks and roadway, establishing and re-establishing the grade thereof, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Diamond street, in the First and Second Wards of the City of Pittsburgh, from Smithfield street to Grant street, be widened to a variable width, so that the Street as widened shall lie between the street lines hereinafter described.

The northerly line shall begin at the intersection of the easterly line of Smithfield street with the northerly line of Diamond street, as widened by an Act of Assembly approved May 16th, 1857; thence along the said

northerly line of Diamond street in an easterly direction for the distance of 501.14 feet to the westerly line of Grant street.

The southerly line shall begin on the easterly line of Smithfield street at a point 54.50 feet southwardly from the above described northerly line at the line dividing the properties now or late of the Anchor Savings Bank and John D. Hawkins; thence at right angles to Smithfield street and extending in an easterly direction along the said dividing line for a distance of 60.00 feet to a point; thence extending in an easterly direction parallel with and 55.47 feet southwardly from the above described northerly line of Diamond street for a distance of 441.17 feet to the westerly line of Grant street.

Section 2. The northerly sidewalk shall have a uniform width of ten (10) feet and shall lie along and parallel the northerly line of the street.

The Roadway shall have a uniform width of 34.50 feet and shall lie along and parallel the northerly sidewalk as above described.

The southerly sidewalk shall have a variable width and shall occupy the portion of the Street lying between the roadway and the southerly line of the street as above described.

Section 3. The grade of the northerly curb line shall begin at the easterly curb line of Smithfield street at an elevation of 49.78 feet; thence rising at the rate of 2% for the distance of 12.0 feet to the easterly line of Smithfield street to an elevation of 50.02 feet; thence by a concave parabolic curve for the distance of 12.98 feet to a point of tangent, to an elevation of 50.47 feet; thence rising at the rate of 4.87% for the distance of 487.62 feet to the westerly line of Grant street to an elevation of 74.22 feet; thence rising at the rate of 3% for the distance of 12 feet to the westerly curb line of Grant street to an elevation of 74.58 feet.

Section 4. The Department of Public Works is hereby authorized and directed to cause the said Diamond street, in the First and Second Wards of the City of Pittsburgh, from Smithfield street to Grant street to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 5. The cost, damages and expenses caused thereby and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assem-

bly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed January 31, 1921.

Approved February 5, 1921.

Ordinance Book 32, Page 153.

No. 27

AN ORDINANCE—Appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Series "A", Bond Fund Appropriation No., 214, the sum of \$15,000.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Saw Mill Run Sewer Bonds, Series "A", Bond Fund Appropriation No. 214, the sum of Fifteen Thousand Dollars (\$15,000.00), for the purpose of paying the Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 214-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 155.

No. 28

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to

award a contract or contracts for the reconstruction of the Soho Run Trunk Sewer, from Reed street to Brady street, and the construction of relief sewers on Chauncey street and Reed street; describing the same and authorizing the setting aside of the sum of One hundred and thirty-five thousand (\$135,000.00) dollars from the proceeds of Soho Run Sewer Bonds, Bond Fund Appropriation No. 216, and the sum of Forty-five thousand (\$45,000.00) dollars from the proceeds of Soho Run Sewer Bonds, Bond Fund Appropriation No. 109, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction of the Soho Trunk Sewer, from Reed street to Brady street, and for the construction of relief sewers on Chauncey street and Reed street. Commencing on Center avenue by intercepting the existing 42" brick sewer at Reed street, thence northwestwardly along Center avenue to LaPlace street, thence southwestwardly along LaPlace street to Soho street, thence southwardly along Soho street to Fifth avenue, thence southwestwardly across Fifth avenue to a connection with the existing 60" brick sewer on Brady street.

Also commencing on Chauncey street by intercepting the existing 24" terra cotta pipe sewer at Wylie avenue, thence southeastwardly along Chauncey street to Center avenue thence southeastwardly along Center avenue to a connection with the sewer on LaPlace street.

Also commencing on Reed street by intercepting the existing 18" terra cotta pipe sewer at Breckenridge street, thence northeastwardly along Reed street to a connection with the sewer on Center avenue. The said contract or contracts to be awarded for a sum not to exceed One hundred Eighty thousand (\$180,000.00) dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said city.

Section 2. That for the payment of the cost thereof, the following sums,

amounting in the aggregate to One hundred eighty thousand (\$180,000.00) dollars, or so much thereof as may be necessary, are hereby set apart and appropriated from the proceeds of certain bonds issued for that purpose, to-wit: the sum of One hundred thirty-five thousand (\$135,000.00) dollars from Soho Run Sewer Bonds, Bond Fund Appropriation No. 216, and the sum of Forty-five thousand (\$45,000.00) dollars from Soho Run Sewer Bond, Bond Fund Appropriation No. 109, and the Mayor and the City Controller are hereby authorized and directed to respectively issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 155.

No. 29

AN ORDINANCE—Appropriating and setting aside from the proceeds of Negley Run Sewer Bonds, Series "A", Bond Fund Appropriation No. 215, the sum of \$10,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Negley Run Sewer Bonds, Series "A", Bond Fund Appropriation No. 215, the sum of Ten thousand dollars (\$10,000.00), for the purpose of paying the Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 215-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 156.

No. 30

AN ORDINANCE—Appropriating and setting aside from the proceeds of Hazelwood Avenue Sewer Bonds, Bond Fund Appropriation No. 227, the sum of \$5,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Hazelwood Avenue Sewer Bonds, Bond Fund Appropriation No. 227, the sum of Five thousand dollars (\$5,000.00), for the purpose of paying the Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said Appropriation shall be known as Bond Fund No. 227-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 157.

No. 31

AN ORDINANCE—Appropriating and setting aside from the proceeds of Street Improvement Bonds, Series

"B", Bond Fund Appropriation No. 194 the sum of \$15,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Street Improvement Bonds, Series "B", Bond Fund Appropriation No. 194, the sum of Fifteen thousand dollars (\$15,000.00), for the purpose of paying the Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 194-A Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 158.

No. 32

AN ORDINANCE—Appropriating and setting aside from the proceeds of Carson Street East, Improvement Bonds, Bond Fund Appropriation No. 210, the sum of \$12,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Carson Street East Improvement Bonds, Bond Fund Appropriation No. 210, the sum of Twelve thousand dollars (\$12,000.00) for the purpose of paying the Engineering Expenses, including Salaries, Wages,

Supplies, Materials, Equipment and Miscellaneous Services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 210-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 158.

No. 33

AN ORDINANCE—Appropriating and setting aside from the proceeds of Nine Mile Run Sewer Bonds, Series "A" Bond Fund Appropriation No. 218, the sum of \$10,000.00, for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, the sum of Ten thousand dollars, (\$10,000.00) for the purpose of paying the Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of work contemplated in the ordinances authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 218-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 159.

No. 34

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the masonry and rockers of pier No. 4 of the South Twenty-Second Street Bridge over the Monongahela River, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making certain repairs to the masonry and rockers of pier No. 4 of the South Twenty-Second Street Bridge over the Monongahela River, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the costs thereof, the sum of Eight thousand (\$8,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 160.

No. 35

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers in the Negley Run Drainage Basin, for the Homewood and Brushton Districts; describing the same and authorizing the setting aside the sum of Two hundred thousand (\$200,000.00) Dollars from the

proceeds of the Negley Run Sewer Bonds, Series A, Bond Fund Appropriation No. 215, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of relief sewers in the Negley Run Drainage basin for the Homewood and Brushton Districts. Commencing on Sterrett street at Fielding way, thence southwardly along Sterrett street to Kelly street, thence northwestwardly along Kelly street to North Murtland street, thence northeastwardly along North Murtland street to Bennett street, thence northwestwardly along Bennett street to a point about 440 feet northwestwardly from North Murtland street, thence northwardly across Bennett street to the private property of M. M. Ferree, thence continuing northwardly on, over, across and through the private property of M. M. Ferree to Frankstown avenue, thence continuing northwardly across Frankstown avenue to the private property of D. C. Martin, thence continuing northwardly and northeastwardly on, over, across and through the private properties of D. C. Martin and George Finley to Idlewild street; thence continuing northwardly across Idlewild street to the private property of George Finley near the northwesterly terminus of said Idlewild street, thence continuing northwardly on, over, across and through the private property of George Finley to a connection with the existing 78"x75" concrete sewer on private property of George Finley. Said relief sewers to be constructed in accordance with Plan Accession D-3087 on file in the Bureau of Engineering, Department of Public Works. The said contract or contracts to be awarded for a sum not to exceed Two hundred thousand (\$200,000.00) dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contract with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Two hundred thousand (\$200,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated

from the proceeds of the Negley Run Sewer Bonds, Series A, Bond Fund Appropriation No. 215, and the Mayor and the City Controller are hereby authorized and directed to respectively issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 7, 1921.

Approved February 14, 1921.

Ordinance Book 32, Page 161.

No. 36

AN ORDINANCE—Giving consent of the City of Pittsburgh to the annexation of the Borough of Homestead.

Whereas, pursuant to the terms and provisions of an Act of Assembly approved April 28, 1903, and the supplements and amendments thereto, certain qualified voters of the Borough of Homestead, adjoining the boundaries of the City of Pittsburgh, having presented their petition to the Court of Quarter Sessions of Allegheny County at No. 36 November Sessions, 1920, praying for annexation of said Borough to the City of Pittsburgh, and the same having been directed by the Court to be filed, and notice thereof directed to be given to the Mayor of the City of Pittsburgh, and the same having been duly served upon the Mayor on the 24th day of December, 1921, therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That approval of the City of Pittsburgh is hereby given to said proposed annexation to the City of Pittsburgh of the Borough of Homestead.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1921.

Approved February 18, 1921.

Ordinance Book 32, Page 162.

No. 37

AN ORDINANCE — Authorizing and empowering the County Commissioners of the County of Allegheny to

construct and maintain a public highway bridge, with its approaches and appurtenances, over the Allegheny River, from or near Penn avenue to South Canal street, over 16th street, private properties and property of the Pennsylvania Railroad Company, the right of way of the Pittsburgh Junction Railroad Company, over and across the Allegheny River, the right of way of the Pittsburgh and Western Railway Company, and on and over Chestnut street, and to erect, construct and maintain piers and abutments upon the wharves on the north and south sides of Allegheny River owned and controlled by the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the County Commissioners of the County of Allegheny are hereby authorized and empowered to construct and maintain a public highway bridge, with its approachments and appurtenances, within the limits of the City of Pittsburgh, over the Allegheny River from or near Penn avenue to South Canal street, beginning at a point on Sixteenth street at or near Penn avenue and extending on and over Sixteenth street, private properties and property of the Pennsylvania Railroad Company, the right of way of the Pittsburgh Junction Railroad Company, and over and across the Allegheny River, the right of way of the Pittsburgh and Western Railway Company, and on and over Chestnut street to South Canal street and to erect, construct and maintain the piers and abutments of said bridge on the wharves on the north and south sides of the Allegheny River owned and controlled by the City of Pittsburgh.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1921.

Approved February 18, 1921.

Ordinance Book 32, Page 162.

No. 38

AN ORDINANCE — Authorizing the employment of not more than five (5) additional Field Nurses by the Department of Public Health on account of the increased number of diphtheria and scarlet fever cases in the City, and making an appropriation to pay the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Health is hereby authorized and directed to employ, beginning January 1st, 1921, not to exceed five (5) Field Nurses during the present increased number of diphtheria and scarlet fever cases within the City, they to be attached to the Bureau of Infectious Diseases, and to be paid the regular compensation paid Field Nurses employed in said Bureau, including street car fare.*

Section 2. The sum of One thousand dollars (\$1,000.00), or so much thereof as may be necessary, is hereby appropriated to pay the salaries of said additional Field Nurses, to be charged to the Contingent Fund, Appropriation Code Number 42.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1921.

Approved February 18, 1921.

Ordinance Book 32, Page 163.

No. 39

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Culver way, from Hoeveler street to Kalida way and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Culver way, from Hoeveler street to Kalida way, be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Eighty-five hundred (\$8,500.00) dollars

which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 14, 1921.

Approved February 18, 1921.

Ordinance Book 32, Page 164.

No. 40

AN ORDINANCE—Giving consent of the City of Pittsburgh to the Annexation of the Borough of Green Tree.

Whereas, pursuant to the terms and provisions of an Act of Assembly approved April 28, 1903, and the supplements and amendments thereto, certain qualified voters of the Borough of Green Tree, adjoining the boundaries of the City of Pittsburgh, having presented their petition to the Court of Quarter Sessions of Allegheny County at No. 52 November Sessions, 1920, Miscellaneous Docket, praying for annexation of said Borough to the City of Pittsburgh, and the same having been directed by the Court to be filed, and notice thereof directed to be given to the Mayor of the City of Pittsburgh and the same having been duly served upon the Mayor on the 29th day of January 1921, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That approval of the City of Pittsburgh is hereby given to said proposed annexation to the City of Pittsburgh of the Borough of Green Tree.*

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 165.

No. 41

AN ORDINANCE—Giving consent of the City of Pittsburgh to the annexation of the Borough of Ingram.

Whereas, pursuant to the terms and provisions of an Act of Assembly approved April 28, 1903, and the supplements and amendments thereto, certain qualified voters of the Borough of Ingram, adjoining the boundaries of the City of Pittsburgh, having presented their petition to the Court of Quarter Sessions of Allegheny County at No. 53 November Sessions, 1920, Miscellaneous Docket, praying for annexation of said Borough to the City of Pittsburgh, and the same having been directed by the Court to be filed, and notice thereof directed to be given to the Mayor of the City of Pittsburgh, and the same having been duly served upon the Mayor on the 29th day of January 1921, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That approval of the City of Pittsburgh is hereby given to said proposed annexation to the City of Pittsburgh of the Borough of Ingram.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance 32, Page 165.

No. 42

AN ORDINANCE—Giving consent of the City of Pittsburgh to the annexation of the Borough of McKees Rocks.

Whereas, pursuant to the terms and provisions of an Act of Assembly approved April 28, 1903, and the supplements and amendments thereto, certain qualified voters of the Borough of McKees Rocks, adjoining the boundaries of the City of Pittsburgh, having presented their petition to the Court of Quarter Sessions of Allegheny County No. 47 November Sessions, 1920, Miscellaneous Docket, praying for annexation of said Borough to the City of Pittsburgh, and the same having been directed by the Court to be filed, and notice

thereof directed to be given to the Mayor of the City of Pittsburgh, and the same having been duly served upon the Mayor on the 19th day of January 1921, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That approval of the City of Pittsburgh is hereby given to said proposed annexation to the City of Pittsburgh of the Borough of McKees Rocks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 166.

No. 43

AN ORDINANCE — Authorizing the and directing the Grading, to a width of 32 feet Paving and Curbing of Love street, from Whipple street to Philander street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Love street, between Whipple street and Philander street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same. Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Love street, from Whipple street to Philander street, be graded to a width of 32 feet, paved and curbed; the center line of said grading to coincide with the center line of said street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 32 feet, paving and curbing of said street be-

tween said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twelve thousand dollars (\$12,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 167.

No. 44

AN ORDINANCE—Authorizing and directing the Grading to a width of 32 feet, Paving and Curbing of Philander street, from Goodman street to Olivia street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Philander street, between Goodman street and Olivia street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Philander street, from Goodman street, to Olivia street, be graded, to a width of 32 feet, paved and curbed; the center line of said grading to coincide with the center line of said street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordina-

nances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for grading to a width of 32 feet, paving and curbing of said street between said points; the contract or contract therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirteen thousand dollars (\$13,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 167.

No. 45

AN ORDINANCE—Authorizing and directing the Grading to a width of 32 feet, Paving and Curbing of Pocono street from Whipple street to Philander street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Pocono street, between Whipple street and Philander street, having petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Pocono street, from Whipple street to Philander street, be graded to a width of 32 feet, paved and curbed, the center line of said grading to coincide with the center line of said street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 32 feet, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Nine thousand dollars (\$9,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 168.

No. 46

AN ORDINANCE— Authorizing and directing the Grading to a width of 32 feet, Paving and Curbing of Uptegraf street, from Philander street to Ober street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Uptegraf street, between Philander street and Ober street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Uptegraf street, from Philander street

to Ober street, be graded to a width of 32 feet, paved and curbed, the center line of said grading to coincide with the center line of said street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 32 feet, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eight thousand dollars (\$8,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 169.

No. 47

AN ORDINANCE— Authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of, and for the City of Pittsburgh, a contract with the Highland Park Passenger Railway Company, Fort Pitt Traction Company, Consolidated Traction Company, Pittsburgh Railways Company, and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company for the temporary abandonment of a street railway track on certain streets and avenues in the Eighth and Eleventh Wards of the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

the Mayor of the City of Pittsburgh be, and he is hereby authorized and directed to make, execute and deliver in the name of the City of Pittsburgh and for the City of Pittsburgh, the following contract, with the Highland Park Passenger Railway Company, Fort Pitt Traction Company, Consolidated Traction Company, Pittsburgh Railways Company, and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, and affix thereto the corporate seal of the said City.

"ARTICLES OF AGREEMENT

Made and entered into this.....day of.....A.D. 19.....by and between the Highland Park Passenger Railway Company; Fort Pitt Traction Company, Lessee of all the property and franchises of the Highland Park Passenger Railway Company; Consolidated Traction Company, operating all the property and franchises of the Fort Pitt Traction Company; Pittsburgh Railways Company, operating all the property and franchises of the Consolidated Traction Company, all corporations of the State of Pennsylvania; and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, all hereinafter referred to collectively as "Railway Companies", parties of the first part, and the City of Pittsburgh, a municipal corporation of the State of Pennsylvania, party of the second part,

WITNESSETH

Whereas an Act of Assembly of the Commonwealth of Pennsylvania approved on the 3rd day of May, 1905, P. L. 379, authorizes the making of contracts between cities, boroughs and townships, of the one part, and street passenger railway companies and motor power companies, of the other part, "to secure the removal of any street railway tracks already laid, or prevent the laying of such tracks already authorized to be laid, or to change the route of any street railway," etc.; and,

Whereas the said City of Pittsburgh did by ordinance passed by councils on the 12th day of August, A. D. 1895, and approved by the Mayor on the 17th day of August, 1895, grant unto the Highland Park Passenger Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy for the purposes of said railway, the following streets and avenues in said City;

"Beginning on Euclid Avenue, in the City of Pittsburgh at the line of Center avenue; thence along Euclid avenue to Friendship avenue; thence along Friendship avenue crossing Baum street to St. Clair street; thence along

St. Clair street to Bunker Hill street; thence along Bunker Hill street to Euclid avenue, and thence along Euclid avenue to Center avenue, the place of beginning"; and,

Whereas, the said Highland Park Passenger Railway Company, pursuant to said ordinance, constructed its single track railway on that portion of said route on Euclid avenue and St. Clair street, hereinafter mentioned; and Whereas, the said Highland Park Passenger Railway Company by agreement dated April 9, 1896, authorized the lease of all its property and franchises to the Fort Pitt Traction Company, and the said Fort Pitt Traction Company, by agreement dated May 1, 1908, delivered possession of all railways, power plants, shops, cars, personal and real property leased, owned or operated by it to the Consolidated Traction Company, for operation; and the said Consolidated Traction Company, by agreement effective December 31, 1901, delivered possession of the railways, power plants, shops, cars, personal and real property leased, owned or operated by it to the Pittsburgh Railways Company for operation; and C. A. Fagan, W. D. George and S. L. Tone, were appointed Receivers of the Pittsburgh Railways Company by the United States District Court for the Western District of Pennsylvania, at No. 201 May Term, 1918, and as such Receivers, are in control of and operating all the property and franchises, leased, owned and operated by the Pittsburgh Railways Company; and

Whereas the said City of Pittsburgh deems it necessary for the public benefit and conveniences, that the Railway Companies shall temporarily abandon their railway tracks on the following route, viz:

Beginning at Bryant street on St. Clair street, thence along St. Clair street to Penn avenue. Also beginning at Bryant street on Euclid avenue; thence along Euclid avenue to Penn avenue; and cease to use the same, and is willing to keep said portions of said streets and avenues free from other street railway tracks during the term of this agreement, and the Railway Companies are willing to temporarily abandon their railway tracks on said portions of said streets and avenues hereinbefore described on the terms and conditions hereinafter recited.

NOW THEREFORE THIS AGREEMENT WITNESSETH

That the parties hereto, in consideration of the mutual covenants and conditions herein recited, do mutually agree as follows, each binding itself,

its successors and assigns, to the other, its successors and assigns;

First—The Railway Companies agree that they will temporarily abandon the tracks on the following route in the Eighth and Eleventh Wards of the City of Pittsburgh, viz:

Beginning at Bryant street on St. Clair street, thence along St. Clair street to Penn avenue. Also beginning at Bryant street on Euclid avenue; thence along Euclid avenue to Penn avenue, and will cease to operate street cars along and over said streets and avenues for the term hereinafter mentioned.

Second—This agreement shall be in effect for twenty years from the date hereof; provided, however, that the Railway Companies, their successors and assigns, or any of them shall have the right, at any time previous to the end of the term above provided, if they deem it necessary for the improvement of the service, to reconstruct said railway tracks and appurtenances upon said streets and avenues and to connect their railway tracks with the railway tracks on the streets and avenues of the said city in the same manner as they are connected at the date hereof, and shall have the same rights and privileges as they had before said tracks and appurtenances were removed, and this agreement shall thereupon terminate and be of no further effect.

Upon the expiration of the term of this agreement or the termination of the same for any reason the Railway Companies may reconstruct said railway tracks and appurtenances upon said streets of the said City of Pittsburgh in the same manner as they were connected at the date hereof, and with the same rights and privileges as they had before said tracks and appurtenances were removed.

In the event, however, that the entire railway system in Pittsburgh is unified and consolidated into one single ownership and the various mortgages herein set forth satisfied and a general mortgage covering the entire system issued in lieu thereof, the right and permission which the Company has to relay their track on said street, shall be terminated, subject to the provisions hereof that the Public Service Commission may direct that the facilities and services be restored.

Third—In case of the foreclosure of any of the following mortgages:

(a) Mortgage of the Fort Pitt Traction Company to the Pittsburgh Trust Company, Trustee, dated December 2nd, 1895, and recorded in the Record-

er's Office of Allegheny County, Pa., in Mortgage Book Vol. 760, page 42, or

(b) Any mortgage given in renewal or substitution of the mortgage hereinbefore referred to.

the purchaser or purchasers at judicial sale, or the company or companies organized by such purchaser or purchasers, shall have the right at any time thereafter, to reconstruct, or to cause to be reconstructed, the railway tracks and appurtenances so abandoned and connect the same with the other street railway tracks on the streets and avenues of the said City in the same manner as they are connected at the date hereof, at such time as such purchaser or purchasers or such company or companies may desire, and operate street cars thereon.

Fourth—The said City of Pittsburgh covenants and agrees that it will permit such temporary abandonment of said railway tracks on said portions of St. Clair street and Euclid avenue, and that during the continuance of this agreement, municipal consent shall not be granted to any other company or individual to use or occupy the portion of said streets and avenues covered by this contract for street railway purposes in accordance with the provisions of said Act of Assembly.

Fifth—The Railway Companies shall not be required to reconstruct, repave, maintain, keep clean or repair the aforesaid portion of said streets or avenues covered by this agreement, until such time as their railway tracks are relaid on these streets, except however, that the railway companies shall promptly at the request of the City take up and remove their tracks and repave the space occupied by their tracks and one foot outside of the same with the paving material at present within the railway area, on said streets and avenues, and at such time as the City may replace the present pavement on the said streets, the said Railway Companies shall lay the foundation for and pave the portion of the street within the railway area with paving of the same class and character as that which may be laid by the City upon the balance of the street. All of the work of relaying the pavement shall be done under the inspection and approval of the Director of the Department of Public Works.

Nothing herein contained shall be construed to in any way relieve the Highland Park Passenger Railway Company from any of the duties and obligations imposed upon said Com-

pany upon other parts of its system not provided for herein, and the said Company in accepting and approving this agreement agrees to and reaffirms and herewith accepts all of the provisions contained in an ordinance of the City of Pittsburgh, entitled,

"A general ordinance relating to the entry upon, over or under, or the use or occupation, of any street, lane or alley, or any part thereof, for any purpose, by passenger or street railway companies, or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereto for the public convenience and safety," approved February 25, 1890.

This agreement shall not go into effect until approved by the Public Service Commission of the Commonwealth of Pennsylvania, and all parties agree that the Public Service Commission may, at any time, order the tracks relaid and the service thereover resumed.

IN WITNESS WHEREOF, the said Railway Companies have caused their corporate seals to be hereunto affixed, attested by their respective Secretaries or Assistant Secretaries, and this contract to be signed by their respective Presidents or Vice Presidents, and the Receivers have hereunto affixed their signatures pursuant to an order of the United States District Court for the Western District of Pennsylvania, at No. 201 May Term, 1918, and bearing date of.....19....., and this contract is signed and executed in the name of the City of Pittsburgh and for the City of Pittsburgh by its Mayor and the seal of the said City, is by the Mayor hereto affixed, he having been duly authorized so to do by ordinance of council of said City, all done the day and year aforesaid.

HIGHLAND PARK PASSENGER RAILWAY CO.

By.....
President

Attest:

Secretary

FORT PITT TRACTION COMPANY

By.....
President

Attest:

Secretary

CONSOLIDATED TRACTION COMPANY

By.....
President

Attest:

Secretary

PITTSBURGH RAILWAYS COMPANY

By.....
President

Attest:

Secretary

Receivers,

Pittsburgh Railways Company

Attest:

Secretary

CITY OF PITTSBURGH

By.....
Mayor

Attest:

Secretary

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 170.

No. 48

AN ORDINANCE—Setting aside and appropriating certain sums, amounting in the aggregate to \$18,111.48, from Street Improvement Bonds, Bond Fund Appropriation No. 194, for payment of the costs of completing the repaving of Liberty avenue, from Forfar street to Main street, and Liberty avenue, from a point 60 feet east of Winebiddle avenue to Center avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there be set aside and appropriated from Street Improvement Bonds, Bond Fund Appropriation No. 194, the sum of \$13,727.83 for the payment of the cost of completing the repaving of Liberty avenue, from Forfar street to Main street, Controller's Office File, Contract No. 944, and the sum of \$4,383.65 for the payment of the cost of completing the repaving of Liberty avenue, from a point 60 feet east of Winebiddle avenue to Center avenue, Controller's office file, Contract No. 941, and that the Mayor and the City Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds in payment of the costs of completing the aforesaid improvements.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 175.

No. 49

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for and award a contract or contracts for the reconstruction of a public sewer on the private property of the City of Pittsburgh and P. R. R. Co., from Bigelow Boulevard to the existing sewer on the private property of P. R. R. Co., south of the right-of-way of the Pennsylvania Railroad Company, and authorizing the setting aside of the sum of twelve thousand dollars (\$12,000.00) from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for and award a contract or contracts for the reconstruction of a public sewer on the private property of the City of Pittsburgh and P. R. R. Co., from Bigelow Boulevard to the existing sewer on the private property of P. R. R. Co., south of the right-of-way of the Pennsylvania Railroad Company.

Commencing by intercepting the existing sewer on the north sidewalk of Bigelow Boulevard west of Kirkpatrick street, thence northwardly on, over, across and through the private property of the City of Pittsburgh and P. R. R. Co., to the existing sewer on the private property of P. R. R. Co. south of the right-of-way of Pennsylvania Railroad Company. Said sewer to be terra cotta pipe and twenty-four (24") inches in diameter, and to be constructed in accordance with plan Accession No. D-3096 on file in the Bureau of Engineering, Department of Public Works. Said contract or contracts to be awarded for a sum not to exceed twelve thousand dollars (\$12,000.00), and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder

or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of twelve thousand dollars (\$12,000.00), or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the City Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 175.

No. 50

AN ORDINANCE — Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with Louis A. Meyran, whereby the said Louis A. Meyran shall give license and privilege to the said City to lay and maintain a City water main extending through his land in the 14th Ward from Trevanion street to Lippert street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and they are hereby authorized and directed to enter into and execute an agreement with Louis A. Meyran in the following form, to-wit:—

By this contract, made the..... day of..... A. D. 1921, between Louis A. Meyran, herein designated as grantor, residing in the City of Pittsburgh, in the State of Pennsylvania, of the one part, and the municipal corporation called the City of Pittsburgh, in the same State of the other part, herein designated as the CITY.

1. Said grantor, upon the condition expressed in the first proviso hereunder written, licenses said CITY to lay and maintain under the surface, in accordance with approved engineering practice, a city water main of eight inch bore or thereabouts, to extend through his land in the 14th ward of said City from a convenient

point near the angle in Trevanion avenue, by a right line or as nearly so as may be, running in a south-by-west direction, and crossing Nine Mile Run some eight hundred feet to the end of Lippert street, to connect with pipe now in said street; this license to bind the heirs or devisees or other assigns of said grantor so that it shall not be revocable without cause or unreasonably, but to be at any and all times subject to modification or absolute revocation by him or them in the contingencies and in the manner hereinafter specified, to-wit:

2. Provided always however, this license being without valuable consideration, that whenever for making any sale or sales of said lands of grantor, or any part or parcel thereof, or for any other developments or disposition of same, it becomes necessary in the judgement of said grantor or then owner to shift said water main to one or more streets or alleys in any subdivision of said land, or to some highway that then passes over or near to same, or wholly to remove said water main from said land, such shifting or removal shall be efficiently begun by said CITY within twenty (20) days after notice in writing from said grantor, his heirs or assigns, specifying what change in the premises is desired; and diligently prosecuted to completion, unless time for beginning or completion be enlarged by such or subsequent writing signed by such then owner or owners; all work to be done at the expense of said CITY as often as occasion arises by reason of needed changes of location or otherwise; said land to be kept and finally left unimpaired by said CITY. It hereby covenanting to indemnify and save harmless the said grantor, his heirs and assigns, of and from all loss costs, expenses or damage by reason of the placing, maintenance, shifting, repair or removal of the said water main or any connection therewith, and from all and every liability of claim growing out of this contract or its consequences.

3. But provided further also, that though time is made of essence in respect of prompt compliance with notices for changes in said water line, said CITY hereby fully reserves the right to exercise such powers of eminent domain as it now has or may hereafter be vested with, so as to prevent or supersede further obligation or liability under this contract by requiring in perpetuity the necessary easement, or right or rights to include same.

WITNESS the hand and seal of the said grantor, and the corporate seal of the said CITY, duly affixed and attested by the signatures of its proper officers, the day and year above written; execution by said CITY being authorized by ordinance of the Council of said CITY approved the.....day of.....1921.

CITY OF PITTSBURGH

..... (Seal)
Mayor

Attest:

..... (Seal)
Director, Department of Public Works

Attest:

..... (Seal)
Attest:

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 176.

No. 51

AN ORDINANCE—Amending Section

One and Section Five of an Ordinance approved May 31st, 1911, entitled "An Ordinance regulating the construction of Hollow Block and Terra Cotta Tile walls of buildings", so as to include and provide for Public School Buildings.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section One of an Ordinance approved May 31, 1911, entitled, "An Ordinance regulating the construction of Hollow Block and Terra Cotta Tile walls of buildings," which Section is as follows:—

"Section 1. Be it ordained and enacted by the City of Pittsburgh in Select and Common Councils assembled, and it is hereby ordained and enacted by the authority of the same That dwelling houses, private stables and garages and pent houses or bulkheads may be constructed, in any part of the said City, of hollow tile, provided such tile meet the requirements hereinafter provided and are constructed and are erected in the following manner described in the succeeding section."

Be and the same is hereby amended so as it shall be and read as follows:—

Section 1. Be it ordained and enacted by the City of Pittsburgh in Council assembled, and it is hereby ordained and enacted by the authority of the same, That dwelling houses, private stables, garages, pent houses or bulkheads and exterior curtain walls of public school houses may be constructed in any part of the said City, of hollow tile, provided such tile meet the requirements hereinafter provided and are constructed and are erected in the manner described in the succeeding sections.

Section 2. That Section Five of the said Ordinance, which section is as follows:—

"Section 5. Hollow tile may be used for interior walls in all the above classes of buildings for non-bearing or curtain walls and partitions; however, such walls or partitions shall be at least 3 inches thick if 10 feet in height and 4 inches thick if 10 to 15 feet in height, and at least 6 inches when 15 to 20 feet in height. All such walls shall be carried on foundations in accordance with other sections of this ordinance and of sufficient strength for the weight imposed; however, when the length of such walls exceeds 50 feet, they shall each be sufficiently strengthened by cross walls, piers, buttresses or metal framework properly protected as may be necessary in the judgment of the Superintendent of the Bureau of Building Inspection.

Be and the same is hereby amended so as it shall be and read as follows:—

Section 5. Hollow tile may be used for interior walls in all the above classes of buildings for non-bearing or curtain walls and partitions; however, such walls or partitions shall be at least 3 inches thick if 10 feet in height and 4 inches thick if 10 to 15 feet in height, and at least 6 inches when 15 to 20 feet in height. All such walls shall be carried on foundations in accordance with other sections of this ordinance and of sufficient strength for the weight imposed; however, when the length of such walls exceeds 50 feet they shall be sufficiently strengthened by cross walls, piers, buttresses or metal framework properly protected as may be necessary in the judgment of the Superintendent of the Bureau of Building Inspection. Exterior curtain walls of Public School Houses shall be at least 8 inches thick.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 178.

No. 52

AN ORDINANCE—Providing for the safe operation of Trailers by Street Railway Companies and Employes within the City of Pittsburgh, imposing certain duties and obligations upon the Motormen, Conductors and Couplers, and providing penalties for the violation hereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That it shall be the duty of all persons firms or corporations operating street passenger railway cars within the limits of the City of Pittsburgh in the operation of any trailer car to provide adequate and safe connections and appliances to insure the safety of passengers occupying the trailer car.

It shall be the specific duty of the person, firm or corporation operating the said passenger street railway company to provide at least one safety chain of adequate and sufficient strength properly fastened to the motor car and trailer in addition to the usual coupler devices, and it shall be the duty of said person, firm or corporation to maintain the said safety chains at all times in proper order and repair.

The character, type and design of said safety chains and the attaching and fastening devices and appliances, shall all first be submitted to the Department of Public Works, and be approved before they are installed. The cars shall be equipped with said safety chain or chains under the direction and approval of the Department of Public Works, and said work shall proceed with all possible dispatch.

It shall be the specific duty of the person who couples a trailer to a motor car to see that the safety chain or chains are properly fastened and attached, and also that all brakes are working properly and where said cars have air brakes that the connections and valves on both the motor car and the trailer are operating properly and efficiently.

It shall be the specific duty of the motorman and also the conductor to see that all brakes are operating properly and efficiently at all times upon the trailer car as well as the motor car, and in case any brake or brakes are not operating properly on the trailer car, and it is impossible to rectify the same, to immediately require all the passengers in the trailer car to leave the car to transfer to some other car.

Section 2. If any person, firm or corporation shall violate any one or more of the provisions or requirements of this Ordinance, he or it shall upon conviction thereof before any police magistrate of the City of Pittsburgh be subject to a fine or penalty of not more than \$100. for each and every violation thereof, and in default of the payment of any such fine imposed upon any person, such person shall be confined in the Allegheny County Jail or Workhouse for not more than thirty days.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 179.

No. 53

AN ORDINANCE—Supplement to an ordinance entitled, 'An Ordinance regulating, in the interests of public safety, health and convenience, the movement of pedestrian, animal and vehicular traffic of every kind, in streets, parks, bridges, squares and public places, and providing a penalty for the violation thereof,' approved June 30, 1915.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That in addition to the rules and regulations adopted by the provisions of an ordinance entitled "A supplement to an ordinance entitled, 'An Ordinance regulating in the interest of public safety, health and convenience, the movement of pedestrian, animal and vehicular traffic of every kind, in streets, parks, bridges, squares and public places, and providing a penalty for the violation thereof,' approved June 30, 1915, and

recorded in Ordinance Book, Vol. 27, page 41, the following rules and regulations are hereby adopted, and it is made a part of the duty of the Director of Public Safety, and the employees of the Bureau of Police of the City of Pittsburgh, to enforce the same, to-wit:

Article V.

Parking Regulations for all Vehicles.

Section 1. Parking is prohibited between 4:30 and 6 o'clock P. M., on the following streets:

3rd Avenue from Grant Street to Market Street.

4th Avenue from Grant Street to Market Street.

Diamond Street from Grant Street

5th Avenue to 6th Avenue to Penn Avenue.

Oliver Avenue throughout its entire length.

6th Avenue from 5th Avenue to Liberty Avenue.

7th Avenue from Boulevard to Liberty Avenue.

Penn Avenue from 9th Street to 4th street.

Penn Avenue from 9th Street to-F5 6th Street from Liberty Avenue to the Bridge.

7th Street from Liberty Avenue to the Bridge.

9th Street from Liberty Avenue to the Bridge.

Market Street from Liberty Avenue to 5th Avenue.

Grant Street from Diamond Street to Webster Avenue on Court House side.

Section 2. Vehicles shall not be permitted to stop on said streets, except for the purpose of receiving and discharging passengers, and shall consume only such time as may be absolutely required for the entrance and exit of passengers.

Section 3. The foregoing restriction and limitation shall apply to all days of the week except Sunday.

Article VI.

Penalty.

Section 1. Any person violating any of the provisions or regulations above set forth, upon conviction thereof before any alderman or police magistrate

of the City of Pittsburgh, shall be fined not less than Five Dollars (\$5.00) and not exceeding Twenty-five dollars (\$25.00), and in default of payment of such fine may be committed to imprisonment for not more than thirty (30) days in the Allegheny County Jail.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 21, 1921.

Approved February 25, 1921.

Ordinance Book 32, Page 181.

No. 54

AN ORDINANCE—Making an appropriation of \$3500.00 to the Maintenance Fund of the Flood Commission of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* an appropriation of \$3500.00 is hereby made to the Maintenance Fund of the Flood Commission of Pittsburgh, and the Mayor is directed to sign, and the Controller to countersign a warrant for said sum of money, and charge the same to Contingent Fund, Appropriation No. 42.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 28, 1921.

Approved March 4, 1921.

Ordinance Book 32, Page 182.

No. 55

AN ORDINANCE — Granting unto Dwight E. Hamlin, his successors and assigns, the right to construct, maintain and use a switch track on and across Thirty-eighth street located three hundred and sixty-two (362') feet northwest of the north western building line of Foster street, Sixth Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Dwight E. Hamlin, his successors and assigns, be and are hereby given the right and authority, at his own cost and expense, to construct, maintain and use a switch track on and across Thirty-eighth street located three hundred and sixty-two (362') feet northwest of the northwestern building line of Foster Street, Sixth Ward, Pittsburgh Pa. for the purpose of conveying materials, etc., from the property of Dwight E. Hamlin to the freight yards of the Pennsylvania Railroad.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-165, Folder "A" in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled,

"Proposed Switch Track on and across Thirty-eighth street, Sixth Ward, Pittsburgh, Pa., for Dwight E. Hamlin."

Section 2. The said party prior to the beginning of construction of the track shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of the said track and said plans and the construction of the track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted

upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Dwight E. Hamlin, his successors and assigns, to that effect; and that the said grantee shall, when so notified at the expiration of the said six months, forthwith, remove the said track and replace the street to its original condition, at his own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, Dwight E. Hamlin shall file with the City Controller his certificate of acceptance of the provisions thereof.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 28, 1921.

Approved March 4, 1921.

Ordinance Book 32, Page 182.

No. 56

AN ORDINANCE — Establishing the grade of Hugus way, from South Fairmount street to South Negley avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the south line of Hugus way, from South Fairmount street to South Negley avenue be and the same is hereby established as follows, to-wit:

Beginning on the east curb line of South Fairmount street at an elevation of 258.04 feet (curb as set); thence falling at the rate of 2.00 feet per 100

feet for the distance of 10.00 feet to the easterly line of South Fairmount street to an elevation of 257.84 feet; thence falling at the rate of 6.17 feet per 100 feet for the distance of 211.14 feet to the westerly line of Stratford avenue to an elevation of 244.81 feet; thence falling at the rate of 2.00 feet per 100 feet for the distance of 10.00 feet to the westerly curb line of Stratford avenue to an elevation of 244.61 feet (curb as set); thence falling to the easterly curb line of Stratford avenue to an elevation of 244.05 feet; (curb as set); thence falling at the rate of 2.00 feet per 100 feet for the distance of 10.00 feet to the easterly line of Stratford avenue to an elevation of 243.85 feet; thence falling at the rate of 5.67 feet per 100 feet for the distance of 221.26 feet to the westerly line of South Negley avenue to an elevation of 231.30 feet; thence falling at the rate of 4.00 feet per 100 feet for the distance of 12.00 feet to the westerly curb line of South Negley avenue to an elevation of 230.82 feet (curb as set.).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 28, 1921.

Approved March 4, 1921.

Ordinance Book 32, Page 184.

No. 57

AN ORDINANCE—Providing for the letting of contracts for furnishing telephone service to the various Departments and Bureaus of the City Government of the City of Pittsburgh for the year ending December 31st, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let contracts to the lowest responsible bidders for furnishing telephone service to the various Departments and Bureaus of the City Government of the City of Pittsburgh for the year ending December 31st, 1921, in accordance with An Act of Assembly entitled "An Act for the government of cities of the second class", approved the 7th day of March,

A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, the cost thereof not to exceed the sum of \$25,910.00 and to be charged to Code Account No. 1473, Item B, Miscellaneous Services, Bureau of Electricity.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 28, 1921.

Approved March 4, 1921.

Ordinance Book 32, Page 184.

No. 58

AN ORDINANCE—Providing for the letting of a contract for furnishing one (1) automobile for the use of the General Office of the Department of Public Safety.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for furnishing one (1) automobile for the use of the General Office of the Department of Public Safety, in accordance with the provisions of An Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, the cost thereof not to exceed the sum of \$4,500.00 and to be charged to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 28, 1921.

Approved March 4, 1921.

Ordinance Book 32, Page 185.

No. 59

AN ORDINANCE—Providing for the letting of a contract or contracts

for the furnishing of a Concrete Mixer for the Asphalt Plant, Bureau of Highways & Sewers.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts for the furnishing of one (1) Concrete Mixer for the Asphalt Plant for the Bureau of Highways & Sewers, in accordance with the provisions of an Act of Assembly entitled, "An Act for the Government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided; the cost thereof not to exceed the sum of Forty-Five Hundred Dollars (\$4500.00), and to be paid from Code Account No. 1658.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 28, 1921.

Approved March 4, 1921.

Ordinance Book 32, Page 186.

No. 60

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of labor and delivery of material for the reconstruction of one (1) five ton stiff leg derrick and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts for the furnishing of labor and the delivery of materials for the reconstruction of one (1) five ton stiff leg derrick and the reconstruction of the same for the North Side Asphalt Plant of the Bureau of Highways and Sewers, Department of Public Works for a sum not to exceed Two thousand five hun-

dred (\$2,500.00) dollars, in accordance with the Acts of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901 and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Two thousand five hundred (\$2,500.00) dollars, or so much of the same as may be necessary, shall be and the same is hereby set apart and appropriated for the payment required for the performance of the above mentioned work, and that the said amount shall be paid out of Code Account No. 1659-G, Structural and Non-structural Improvements, Asphalt Plants, Bureau of Highways and Sewers.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed February 28, 1921.

Approved March 4, 1921.

Ordinance Book 32, Page 186.

No. 61

AN ORDINANCE—Authorizing and directing partial payments to be made for work done on contracts for the grading, regrading, paving, repaving and otherwise improving of Second avenue, from Liberty avenue to Grant street.

Whereas, the City entered into Contract No. 5374, Mayor's Office File No. 276, with Daniel T. Kelly, for razing and removing all buildings on Second avenue between Liberty avenue and Grant street, and Contract No. 5375, Mayor's Office File No. 276, with Booth & Flinn, Ltd., for grading regrading, paving, repaving, and otherwise improving Second avenue from Liberty avenue to Grant street, by virtue of Ordinance No. 156, Approved April 19, 1920, which Ordinance furthermore, provides that the costs, damages and expenses of the same be assessed against, and collected from property specially benefited thereby, and

Whereas, but a small portion of the cost of said improvement can be assessed against the property specially benefited thereby, and it is now evident that the City's share of said cost of said contracts will not be less than the sum of One hundred and Sixty thousand (\$160,000.00) dollars, and

Whereas, the issue and sale of bonds in the amount of One million four hundred ten thousand (\$1,410,000.00) dollars have been authorized to provide funds for the City's share of the cost, damages and expense of widening and improving Second avenue from Liberty avenue to Grant street, and the City is desirous of making partial payments to the contractors for work done on said contracts No. 5374 and No. 5375 in advance of the actual assessment against said City; Now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the City be, and they are hereby authorized and directed upon the consent in writing of the bondsmen of the contractors, filed with the City Controller, to issue partial payments to the contractors on account of work done on Contracts No. 5374 and No. 5375, Mayor's Office File No. 276, and to pay said contractors eighty (80%) per cent of said estimates in advance of the completion of the said contracts, and the making of an assessment against the City; and the Mayor and the City Controller be and they are hereby authorized and directed to respectively issue and countersign warrants therefor, up to the sum of One hundred and sixty thousand (\$160,000.00) dollars, drawn on the proceeds of the Second Avenue Improvement Bonds, Appropriation No. 206.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 9, 1921.

Ordinance Book 32, Page 187.

No. 62

AN ORDINANCE—Granting unto the Monongahela House, its successors and assigns, the right to construct, maintain and use a steam line for the purpose of conveying steam from the House Building to the Monongahela House, under and across Smithfield street in the First Ward of the City of Pittsburgh; beginning at a point on the easterly side of Smithfield street fifteen feet north of the northeast corner of Water street and

Smithfield street; thence at right angles across Smithfield street to the Monongahela House.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Monongahela House Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a steam line for the purpose of conveying steam from the House Building, under and across Smithfield street in the First Ward of the City of Pittsburgh, beginning at a point on the easterly side of Smithfield street fifteen feet north of the northeast corner of Water street and Smithfield street; thence at right angles across Smithfield street to the Monongahela House.

The said steam line shall be constructed under and across said street at a depth of not less than three feet in accordance with this ordinance, and in the location and in accordance with the plan attached hereto and identified as Accession No. 167, Folder A in the files of the Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Steam Line under and across Smithfield street for the Monongahela House Company in the First Ward of the City of Pittsburgh."

Section 2. The said Company, prior to the beginning of the construction of the said steam line, shall submit to the Director of the Department of Public Works of the City of Pittsburgh, a complete set of plans in triplicate, showing location and all details of the construction of the said steam line, and said plans of construction of the said steam line shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets and to the ordinance of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of the said steam line on said streets, and providing for compensation therefor.

Section 4. The said Monongahela House Company shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair sewers, water lines and other surface and sub-structures which may be in any way damaged or disturbed by reason of the construction maintenance and use of said steam

line. All of the said work, including the repaving of the street damaged shall be done in the manner and at such times as the Director of the Department of Public Works of the City of Pittsburgh may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted under the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said steam line upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Monongahela House Company, its successors and assigns, to that effect; and that the said Monongahela House Company, its successors and assigns when so notified shall, at the expiration of the said six months, forthwith, remove the said steam line and replace the street to its original condition at its own cost and expense.

Section 6. The said Monongahela House Company shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and the surface and subsurface structures thereon and therein, by reason of the construction, maintenance and use of the said steam line, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The Monongahela House Company shall pay to the Treasurer of the City of Pittsburgh the sum of One hundred (\$100.00) dollars annually in advance on account of the privilege and the rights herein conferred, and in case said payments are not made within thirty (30) days after they become due, the Director of the Department of Public Works is hereby authorized and directed to discontinue the use of said steam line until the same are paid.

Section 8. The foregoing rights and privileges are granted subject to the following conditions to-wit: This ordinance shall become null and void unless within thirty (30) days after the passage and approval thereof the Monongahela House Company shall file with the City Controller, its certificate of acceptance of the provisions thereof; said certificate of acceptance to be executed by the President and Secretary of the said Company with its corporate seal thereto attached.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 9, 1921.

Ordinance Book 32, Page 188.

No. 63

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of **FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00)**, and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expenses (including engineering expenses) of opening, widening and improving Diamond street from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of **FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00)** for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919, and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the indebtedness of the City of Pittsburgh be increased by the amount of **FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00)** to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening and improving the street below described, including, as may be required in the

case of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks, laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces, (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said street being the following, namely: Diamond street from Grant street to Smithfield street.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00)

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of November, 1920; and shall be payable in thirty (30) equal annual installments of Thirteen thousand nine hundred dollars (\$13,900.00) each, one of which shall mature on the first day of November in each of the years 1921 to 1950 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of

Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

**DIAMOND STREET IMPROVEMENT
BOND.—SERIES 3.**

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, Commencing the first year after said debt shall have been increased or incurred, namely the year 1921, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 $\frac{1}{3}$ %) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA
\$ \$
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
DIAMOND STREET IMPROVEMENT
BOND—SERIES 3

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of November, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00) issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved

May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00) and providing for the issue of bonds of said City in said amount to provide

funds for the following purposes, viz:

For the City's share of the cost, damages and expenses (including engineering expenses) of opening, widening and improving Diamond street from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor on1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of November, 1920.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of.....
19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasury of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

DIAMOND STREET IMPROVEMENT
BOND—SERIES 3

Dated as of November 1, 1920, numbered

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....
UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
DIAMOND STREET IMPROVEMENT
BOND—SERIES 3

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to.....

In the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of November....., A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00) issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of

an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00) and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost damages and expenses (including engineering expenses) of opening, widening and improving Diamond street from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof 1921, and duly in the manner required by,

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of November 1920.
(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 10, 1921.

Ordinance Book 32, Page 190.

No. 64

AN ORDINANCE — Establishing the opening grades on Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way, Theodolite way, Traynor way, Trevor way and Tulle way; and fixing the width and positions of the roadway and sidewalks and providing for sloping and parking on Beehner road and Loretta street as laid out and proposed to be dedicated as legally opened highways by the Heirs of Martin Behner, deceased, in a plan of lots of their property in the Fifteenth Ward of the City of Pittsburgh, named "Acqua Vista Plan of Lots."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That upon the approval of a certain Plan of Lots named "Acqua Vista Plan of Lots" proposed to be laid out by the Heirs of Martin Beehner, deceased, of their property in the Fifteenth Ward of the said City, the grade to which Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way, Theodolite way, Traynor way, Trevor way, and Tulle way; and the width and position of the roadway and sidewalks and sloping and parking on Beehner road and Loretta street as shown thereon, shall be accepted as public highways of the said City; shall be as hereinafter set forth:*

BEEHNER ROAD.

The roadway shall have a uniform width of 22 feet and shall occupy the central portion of the street, each side being distant 14 feet from the building line.

Each sidewalk shall have a uniform width of 7 feet along the lines of the roadway as above described.

The remainder of the street lying without the lines of the sidewalks as above described shall be used for slopes, parking, etc.

The grade of the westerly and southerly curb line of Beehner road, from Greenfield avenue to McCaslin street, shall begin at the southerly curb line of Greenfield avenue at an elevation of 358.47 feet; thence rising at a rate of 7.0 feet per 100 feet for a distance of 239.0 feet to the northerly curb line of Deely street to an elevation of 375.20 feet; thence level for a distance of 22.0 feet to the southerly curb line of Deely street; thence rising at a rate of 3.0 feet per 100 feet for a distance of 72.64 feet to a point of curve; to an elevation of 377.38 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent, to an elevation of 381.28 feet; thence rising at a rate of 10.0 feet per 100 feet for a distance of 177.20 feet to the northerly curb line of Durrell road to an elevation of 399.00 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 28.74 feet to the southerly curb line of Durrell road to an elevation of 400.44 feet; thence rising at a rate of 10.0 feet per 100 feet for a distance of 89.43 feet to a point of curve to an elevation of 409.38 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 413.48 feet; thence falling at a rate of 1.8 feet per 100 feet for a distance of 582.40 feet to the easterly curb line of McCaslin street; to an elevation of 403.00 feet.

DEELY STREET.

The grade of the south curb line of Deely street, from Frank street to McCaslin street, shall begin at the west curb line of Frank street to an elevation of 409.85 feet; thence level for a distance of 10.13 feet to the west building line of Frank street; thence falling at a rate of 22.29 feet per 100 feet for a distance of 153.24 feet to the southeasterly curb line of Beehner road, to an elevation of 375.70 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 9.95 feet to a point to an elevation of 375.20 feet; thence level for a distance of 22.0 feet to the southwesterly curb line of Beehner road; thence falling at a rate of 5.0 feet per 100 feet for a distance of 14.0 feet to a point to an elevation of 374.50 feet; thence falling at a rate of 16.3 feet per 100

feet for a distance of 131.91 feet to the southeasterly building line of Traynor way to an elevation of 353.00 feet; thence falling at a rate of 4.76 feet per 100 feet for a distance of 137.55 feet to a point of curve to an elevation of 346.45 feet thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 343.74 feet; thence falling at a rate of 8.804 feet per 100 feet for a distance of 222.0 feet to a point of curve to an elevation of 325.95 feet; thence by a concave parabolic curve for a distance of 32.0 feet to the east curb line of McCaslin street to an elevation of 324.61 feet.

DURRELL ROAD.

The grade of the south curb line of Durrell road, from Beehner road to McCaslin street, shall begin at the southwesterly curb line of Beehner road at an elevation of 400.44 feet; thence falling at a rate of 12.6 feet per 100 feet for a distance of 130.44 feet to a point to an elevation of 384.01 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 44.63 feet to the southwesterly building line of Traynor way to an elevation of 381.78 feet; thence falling at a rate of 16.62 feet per 100 feet for a distance of 198.11 feet to a point of curve to an elevation of 348.85 feet; thence by a concave parabolic curve for a distance of 16.0 feet to the east curb line of McCaslin street to an elevation of 347.46 feet.

FRANK STREET.

The grade of the west curb line of Frank street, from Greenfield avenue to Loretta street shall begin at the south curb line of Greenfield avenue at an elevation of 378.83 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 10.13 feet to the south building line of Greenfield avenue to an elevation of 379.44 feet; thence rising at a rate of 13.715 feet per 100 feet for a distance of 101.27 feet to the north building line of Theodolite way to an elevation of 393.33 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 20.26 feet to the south building line of Theodolite way to an elevation of 394.55 feet; thence rising at a rate of 13.715 feet per 100 feet for a distance of 99.45 feet to a point opposite the intersection of the north building line of Deely street and the east curb line of Frank street to an elevation of 408.19 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 51.87 feet to a point to an elevation of 410.79 feet; thence

rising at a rate of 9.26 feet per 100 feet for a distance of 197.09 feet to a point to an elevation of 429.04 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 56.34 feet to the southeasterly curb line of Millington road to an elevation of 431.86 feet; thence rising at a rate of 8.0 feet per 100 feet for a distance of 149.77 feet to a point of curve to an elevation of 443.84 feet; thence by a convex parabolic curve for a distance of 120.0 feet to a point of tangent to an elevation of 438.39 feet; thence falling at a rate of 17.08 feet per 100 feet for a distance of 84.84 feet to the northerly curb line of Melbourne street to an elevation of 423.90 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 35.0 feet to a point to an elevation of 422.15 feet; thence falling at a rate of 13.54 feet per 100 feet for a distance of 190.95 feet to the northerly building line of Loretta street to an elevation of 396.29 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 14.11 feet to the northerly curb line of Loretta street to an elevation of 395.59 feet.

LORETTA STREET.

The roadway shall have a uniform width of 22 feet and shall occupy the central portion of the street, each side being distant 14 feet from the building line.

Each sidewalk shall have a uniform width of 7 feet along the lines of the roadway as above described.

The remainder of the street lying without the lines of the sidewalks as above described shall be used for slopes, parking, etc.

The grade of the northerly curb line of Loretta street, from Frank street to Beehner road, shall begin at the westerly curb line of Frank street at an elevation of 395.59 feet; thence rising at a rate of 7.2 feet per 100 feet for a distance of 180 feet to a point of curve to an elevation of 408.55 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 412.50 feet; thence rising at a rate of 12.54 feet per 100 feet for a distance of 331.44 feet to a point of curve to an elevation of 454.06 feet; thence by a convex parabolic curve for a distance of 120.0 feet to a point of tangent to an elevation of 455.58 feet; thence falling at a rate of 10.0 feet per 100 feet for a distance of 115.10 feet to a point opposite the intersection of the easterly building line of Graphic street and the southerly curb

line of Loretta street to an elevation of 444.07 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 51.68 feet to a point to an elevation of 440.97 feet; thence falling at a rate of 25.74 feet per 100 feet for a distance of 145.79 feet to the southeasterly curb line of Beehner road to an elevation of 403.45 feet.

MELBOURNE STREET.

The grade of the southerly curb line of Melbourne street, from Frank street to Beehner road, shall begin at the west curb line of Frank street at an elevation of 422.62 feet; thence rising at a rate of 9.77 feet per 100 feet for a distance of 13.10 feet to a point to an elevation of 423.90 feet; thence rising at a rate of 13.5 feet per 100 feet for a distance of 106.76 feet to a point of curve to an elevation of 438.31 feet; thence by a convex parabolic curve for a distance of 120.0 feet to a point of tangent to an elevation of 446.72 feet; thence rising at a rate of 0.52 feet per 100 feet for a distance of 93.34 feet to the southeasterly curb line of Millington road to an elevation of 447.21 feet; thence rising at a rate of 2.22 feet per 100 feet for a distance of 29.27 feet to the southwesterly curb line of Millington road to an elevation of 447.86 feet; thence falling at a rate of 10.23 feet per 100 feet for a distance of 106.41 feet to a point of curve to an elevation of 436.97 feet; thence by a concave parabolic curve for a distance of 38.60 feet to the southeasterly building line of Tesla way to an elevation of 435.00 feet; thence level to the southwesterly building line of Tesla way to an elevation of 435.00 feet; thence level to the southwesterly building line of Tesla way; thence falling at a rate of 23.73 feet per 100 feet for a distance of 100.0 feet to the southeasterly building line of Beehner road to an elevation of 411.27 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 14.0 feet to the southeasterly curb line of Beehner road to an elevation of 410.57 feet.

MILLINGTON ROAD.

The grade of the southeasterly curb line of Millington road, from Frank street to Loretta street, shall begin at the west curb line of Frank street at an elevation of 431.86 feet; thence rising at a rate of 3.33 feet per 100 feet for a distance of 784.45 feet to the northerly curb line of Loretta street to an elevation of 457.98 feet.

MCCASLIN STREET.

The grade of the east curb line of McCaslin street, from Greenfield ave-

nue to Beehner road, shall begin at the south curb line of Greenfield avenue at an elevation of 311.03 feet; thence by a concave parabolic curve for a distance of 27.50 feet to a point of tangent to an elevation of 311.31 feet; thence rising at a rate of 8.85 feet per 100 feet for a distance of 137.28 feet to the north curb line of Deely street to an elevation of 323.49 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 22.36 feet to the south curb line of Deely street to an elevation of 324.61 feet; thence rising at a rate of 9.58 feet per 100 feet for a distance of 108.97 feet to a point opposite the intersection of the north building line of Trevor way and the east building line of McCaslin street to an elevation of 335.05 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 20.33 feet to a point to an elevation of 336.07 feet; thence rising at a rate of 9.58 feet per 100 feet for a distance of 112.61 feet to the north curb line of Durrell road to an elevation of 346.86 feet; thence rising at a rate of 2.68 feet per 100 feet for a distance of 151.66 feet to a point opposite the intersection of the south building line of Tafel way and the east building line of McCaslin street to an elevation of 350.92 feet; thence rising at a rate of 10.2 feet per 100 feet for a distance of 183.53 feet to a point opposite the southwesterly building line of Traynor way and the east building line of McCaslin street to an elevation of 369.64 feet; thence rising at a rate of 3.0 feet per 100 feet for a distance of 40.32 feet to a point to an elevation of 370.85 feet; thence rising at a rate of 13.0 feet per 100 feet for a distance of 247.39 feet to the southwesterly curb line of Beehner road to an elevation of 403.00 feet.

TAFEL WAY.

The grade of the north building line of Tafel way, from Traynor way to McCaslin street, shall begin at the southwesterly building line of Traynor way at an elevation of 378.24 feet; thence falling at a rate of 3.86 feet per 100 feet for a distance of 16.82 feet to a point to an elevation of 377.59 feet; thence falling at a rate of 23.6 feet per 100 feet for a distance of 115.31 feet to the east building line of McCaslin street to an elevation of 350.38 feet.

TESLA WAY.

The grade of the southeasterly building line of Tesla way, from Frank street to Loretta street, shall begin at the west curb line of Frank street to

an elevation of 410.78 feet; thence falling at a rate of 3.51 feet per 100 feet for a distance of 185.21 feet to a point of curve to an elevation of 404.28 feet; thence by a concave parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 407.52 feet; thence rising at a rate of 10.0 feet per 100 feet for a distance of 210.0 feet to a point of curve to an elevation of 428.52 feet; thence by a convex parabolic curve for a distance of 160 feet to a point of tangent to an elevation of 435.88 feet; thence falling at a rate of 0.8 feet per 100 feet for a distance of 110.0 feet to the northerly curb line of Melbourne street to an elevation of 435.00 feet; thence level for a distance of 34.41 feet; thence rising at a rate of 1.882 feet per 100 feet for a distance of 258.14 feet to a point of curve to an elevation of 439.86 feet; thence by a concave parabolic curve for a distance of 60.0 feet to the northerly curb line of Loretta street to an elevation of 442.92 feet.

THEODOLITE WAY.

The grade of the south building line of Theodolite way, from Frank street to McCaslin street, shall begin at the west curb line of Frank street at an elevation of 394.55 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 10.13 feet to the west building line of Frank street to an elevation of 394.05 feet; thence falling at a rate of 15.974 feet per 100 feet for a distance of 154.15 feet to a point of curve to an elevation of 369.43 feet; thence by a concave parabolic curve for a distance of 30.0 feet to the east curb line of Beehner road, to an elevation of 367.57 feet; thence level for a distance of 22.0 feet to the west curb line of Beehner road; thence falling at a rate of 5.0 feet per 100 feet for a distance of 14.0 feet to the west building line of Beehner road to an elevation of 366.87 feet; thence falling at a rate of 15.0 feet per 100 feet for a distance of 191.00 feet to a point of curve to an elevation of 338.22 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 331.62 feet; thence falling at a rate of 7.0 feet per 100 feet for a distance of 230.31 feet to a point of curve to an elevation of 315.50 feet; thence by a concave parabolic curve for a distance of 50.0 feet to the east curb line of McCaslin street to an elevation of 313.77 feet.

TRAYNOR WAY.

The grade of the southeasterly building line of Traynor way, from

Deely street to McCaslin street, shall begin at the south curb line of Deely street at an elevation of 353.00 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 356.49 feet; thence rising at a rate of 10.96 feet per 100 feet for a distance of 250.95 feet to the north curb line of Durrell road to an elevation of 384.01 feet; thence falling at a rate of 3.22 feet per 100 feet for a distance of 28.74 feet to the south curb line of Durrell road to an elevation of 383.08 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 381.20 feet; thence falling at a rate of 2.487 feet per 100 feet for a distance of 416.28 feet to the east building line of McCaslin street to an elevation of 370.85 feet.

TREVOR WAY.

The grade of the north building line of Trevor way shall begin at the southwesterly building line of Traynor way at an elevation of 367.37 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 367.64 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 51.82 feet to a point of curve to an elevation of 364.53 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 357.59 feet; thence falling at a rate of 17.126 feet per 100 feet for a distance of 131.62 feet to the east building line of McCaslin street to an elevation of 335.05 feet.

TULLE WAY.

The grade of the north building line of Tulle way, from Millington road to the east boundary line of the Aqua Vista Plan of Lots shall begin at the southeasterly curb line of Millington road at an elevation of 452.04 feet; thence falling at a rate of 5.66 feet per 100 feet for a distance of 89.72 feet to a point of curve to an elevation of 446.96 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 443.65 feet; thence falling at a rate of 10.9 feet per 100 feet for a distance of 180.0 feet to the east boundary line of the Aqua Vista Plan of Lots to an elevation of 424.03 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 10, 1921.

Ordinance Book 32, Page 195.

No. 65

AN ORDINANCE — Establishing the grade of Ella street from Minerva street to Wertz way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb line of Ella street, from Minerva street to Wertz way, be and the same is hereby established as follows, to-wit:

Beginning at a point on the south curb line of Minerva street at an elevation of 200.50 feet, curb as set; thence falling at the rate of 1.00 foot per 100 feet for the distance of 134.00 feet to the south line of Wertz way to an elevation of 199.16 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 201.

No. 66

AN ORDINANCE — Establishing the grade of Wertz way, from Ella street to Taylor street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the south line of Wertz way, from Ella street to Taylor street, be and the same is hereby established as follows, to-wit:

Beginning at a point on the west curb line of Ella street at an elevation of 199.16 feet; thence level for the distance of 27.00 feet to a point on the east curb line of Ella street to an elevation of 199.16 feet; thence rising at the rate of 6.00 per 100 feet for the distance of 62.37 feet to a point of curve to an elevation of 202.90 feet; thence by a convex parabolic curve for the distance of 30 feet to a point of tangent to an elevation of 204.40 feet; thence rising at the rate of 4 feet per 100 feet for the distance of 176.78 feet to a point of curve to an elevation of 211.48 feet; thence by a convex parabolic curve for the distance of 43.72 feet to a point of tangent on the west curb line of Taylor street to an elevation of 211.69 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 201.

No. 67

AN ORDINANCE—Changing title of "Elevator Repairman" to "Elevator Maintenance Man" and "Oiler" to "Elevator Maintenance Man's Helper" in the Bureau of City Property, City County Building, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the title of

"Elevator Repairman, not to exceed C. U. W."

as fixed by Ordinance No. 10 approved February 3, 1920, shall be and the same is hereby changed to

"Elevator Maintenance Man, not to exceed C. U. W."

and the title of

"Oiler, C. U. W."

as fixed by Ordinance No. 16 approved January 27, 1921, shall be and the same is hereby changed to

"Elevator Maintenance Man's Helper not to exceed C. U. W."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 202.

No. 68

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of relief sewers on certain streets in the East End Avenue District of the Nine Mile Run Sewer System, including private property of the City of Pittsburgh and Lyman street and Peebles street in the Borough of Wilkinsburg, describing same and

setting aside the sum of (\$80,000.00) Eighty thousand dollars from the proceeds of the Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of relief sewers on certain streets in the East End Avenue District of the Nine Mile Run Sewer System, including private property of the City of Pittsburgh and Lyman street and Peebles street, in the Borough of Wilkinsburg.

Commencing on Lyman street by intercepting the existing 20" terra cotta pipe sewer on East End Avenue, thence southeastwardly along Lyman street in the City of Pittsburgh and in the Borough of Wilkinsburg, to Peebles street; thence southwestwardly along Peebles street in the borough of Wilkinsburg and in the City of Pittsburgh to Guthrie street; thence westwardly along Guthrie street to South Braddock avenue; thence southwardly along South Braddock avenue to a point distant about 403 feet therefrom; thence southwestwardly across South Braddock avenue to the private property of the City of Pittsburgh; thence continuing southwestwardly on, over, across and through the private property of the City of Pittsburgh to an outfall in Nine Mile Run; with a branch sewer on Cromwell street.

Commencing on Cromwell street by intercepting the existing 15" terra cotta pipe sewer on Celeron street; thence southeastwardly along Cromwell street to the sewer on Peebles street.

Said relief sewers to be constructed in accordance with Plans Accession Nos. D-2792, D-2793 and D-2794, on file in the Bureau of Engineering, Department of Public works. The said contract or contracts to be awarded for a sum not to exceed Eighty thousand (\$80,000.00) dollars, and the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Eighty thousand (\$80,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, and the Mayor and the City Controller shall be and are hereby authorized and directed to respectively issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 203.

No. 69

AN ORDINANCE— Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the repaving of Brookline boulevard, from Pioneer avenue to Creedmore avenue, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the repaving of Brookline boulevard, from Pioneer avenue to Creedmore avenue, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Fifty thousand dollars (\$50,000.00), or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1590-E, General Repaving, Division of Streets, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 204.

No. 70

AN ORDINANCE— Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for reflooring the roadways and sidewalks and otherwise repairing the Twenty-eighth Street Bridge, over the Pennsylvania Railroad, and the north approach of the Herron Avenue Bridge, over the Baltimore & Ohio Railroad, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for reflooring the roadways and sidewalks and otherwise repairing the Twenty-eighth Street Bridge, over the Pennsylvania Railroad, and the the north approach of the Herron Avenue Bridge, over the Baltimore & Ohio Railroad, at an estimated cost of Eight thousand (\$8,000.00) dollars and Eleven thousand (\$11,000.00) dollars, respectively, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the respective sums, set forth in Section 1 of this ordinance, amounting in the aggregate to Nineteen thousand (\$19,000.00) dollars, or so much thereof as may be necessary, shall be and are hereby set apart and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 205.

No. 71

AN ORDINANCE—Providing for the making of a contract or contracts for the laying of water pipe lines for the betterment of the water supply service.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the laying of water pipe lines for the betterment of the water supply service in the City of Pittsburgh, for a sum not to exceed Twenty-one thousand five hundred dollars (\$21,500.00), in accordance with an Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Twenty-one thousand five hundred dollars (\$21,500.00), or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment or payments required for the performance of the above mentioned work, and that the said amount or amounts be paid out of Appropriation No. 203, Water Bonds, Series "A" 1919.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 205.

No. 72

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the completion of the grandstand in Schenley Park, including appurtenances, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the completion of the grandstand in Schenley Park, including appurtenances, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the costs thereof, the sum of \$15,000.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1895-G, Schenley Park Grandstand, Park Improvements, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

• Approved March 11, 1921.

Ordinance Book 32, Page 206.

No. 73

AN ORDINANCE—Providing for the letting of a contract for furnishing three (3) Auto Patrol Wagons for the use of the Bureau of Police, Department of Public Safety.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the

Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for furnishing three (3) Auto Patrol Wagons for the use of the Bureau of Police, Department of Public Safety, in accordance with the provisions of An Act of Assembly entitled "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, the cost thereof not to exceed the sum of \$15,800.00 and to be charged to Code Account No. 1457, Item F, Equipment and Machinery, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 7, 1921.

Approved March 11, 1921.

Ordinance Book 32, Page 207.

No. 74

AN ORDINANCE — Authorizing the Director of the Department of Public Works to enter into a contract or contracts with the owners or contractors for the destruction of portions of certain buildings within the lines of the widening of Second avenue, and making an appropriation to pay the cost and expense thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Director of the Department of Public Works is hereby authorized to enter into contracts either with the owners thereof or with contractors for the destruction of those portions of the buildings owned by Alfred D. Kaufmann, et al. and known as the "Americus Club Building" and the "Kaufmann Warehouse Building" and the building owned by Mercedes Vilsack Maloney within the line of the improvement of Second avenue, and the sum of \$6,000.00, or as much thereof as may be necessary for the purpose, is hereby appropriated and charged to Appropriation No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 208.

No. 75

AN ORDINANCE — Authorizing the Director of the Department of Supplies to employ two (2) chauffeur delivery men and providing for the payment of their salary.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* on April 1st, the Director of the Department of Supplies shall be and he is hereby authorized, empowered and directed to employ two (2) chauffeur delivery men at a salary of One hundred and forty dollars (\$140.00) per month each, payable from Code Account No. 1126 Salaries, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 208.

No. 76

AN ORDINANCE — Providing for the appointment of two (2) additional Laborers in the Bureau of Police, Department of Public Safety, and fixing the wages therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Director of the Department of Public Safety shall be and he is hereby authorized, empowered and directed to appoint and employ two (2) additional laborers for services in the Bureau of Police, Department of Public Safety, at the wages of \$4.00 per day each, payable semi-monthly, the payment of said wages for the year 1921 to be charged to Code Account No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 209.

No. 77

AN ORDINANCE—Changing the titles of Four Laborers in the Bureau of City Property, Exposition Buildings, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the titles of*

Four Laborers.....\$4.00 each per day as fixed by Ordinance No. 111, approved March 26th, 1920, shall be and the same are hereby changed to:
Two Watchmen.....\$4.00 each per day
Two Cleaners.....\$4.00 each per day.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 209.

No. 78

AN ORDINANCE—Providing for the letting of a contract or contract for laundry service for the Department of Public Safety and its several Bureaus for the year ending December 31st, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for furnishing laundry service for the Department of Public Safety and its several Bureaus for the year ending December 31st, 1921, in accordance with the provisions of An Act of Assembly entitled "An Act*

for the government of cities of the second class" approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the City Ordinances in such cases made and provided, the cost thereof not to exceed the sum of \$3,800.00, and to be charged to the following Code Accounts in accordance with the amounts herein specified, to-wit:—

To Code Account No. 1429, Item B, Miscellaneous Services, General Office, Department of Public Safety, not to exceed the sum of\$ 100.00

To Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police, not to exceed the sum of.....\$1,200.00

To Code Account No. 1463, Item B, Miscellaneous Services, Bureau of Fire, not to exceed the sum of.....\$2,500.00

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 210.

No. 79

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Sea Lion Tank at the Highland Park Zoo, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Sea Lion Tank at the Highland Park Zoo, Highland Park, and to enter into a contract or contracts with the successful bidder or bidders in accordance with the laws and ordinances governing the said City.*

Section 2. That for the payment of the costs thereof the sum of twenty-five hundred dollars (2,500.00, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 1847, Bureau of Parks, Repairs Highland Park Zoo, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 210.

No. 80

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to award a contract or contracts for the re-decorating of Exposition Music Hall and providing for the payment of the cost of same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the re-decorating of Exposition Music Hall and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinance governing the said City.

Section 2. That for the payment of the costs thereof, the sum of \$3,000.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account 1730, Repairs, Exposition Building, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 211.

No. 81

AN ORDINANCE—Changing and establishing the names of Avenues, Streets and Ways in the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the names of certain Avenues, Streets and Ways in the City of Pittsburgh shall be and the same are hereby changed and established as follows, to-wit

Warrington avenue from Montooth street to the City Line: changed to Warrington avenue West, 18th Ward.

Warrington avenue, from Montooth street to St. Thomas street: changed to Warrington avenue East, 17th and 18th Wards.

Graphic street, from Loretta street to Bolton street: changed to Tesla street and way, 15th Ward.

Loresch street, from Jucunda street to Fineview avenue: changed to Myler street, 25th Ward.

Corlear way, from Hays street to Livery way: changed to Ryolite way, 11th Ward.

Juno way, from Seaton street to Nutt way: changed to July way, 19th Ward.

Walnut alley, from July way to Creedmore avenue: changed to Nutt way, 19th Ward.

Spruce way, from Hobson avenue to Bron way: changed to Elira way, 19th Ward.

Lyric way, from Clippert street to Nox way: changed to Yola way, 19th Ward.

Lyric way, from Nox way to Nutt way: changed to Yola way, 19th Ward.
Birch way, from Freedom street, to Hobson avenue: changed to Bush way, 19th Ward.

Lysle way, from Oakridge avenue, to Woodbourne avenue: changed to Lugl way, 19th Ward.

Union way, from Civic way to Royster way: changed to Unis way, 19th Ward.

Pitney way, from Royster way to Civic way: changed to Peruvian way, 19th Ward.

Dahlia way, from Edgebrook avenue, to Whitted street: changed to Dell way, 19th Ward.

Section 2. That the names of certain Avenues, Streets and Ways in the City of Pittsburgh shall be and the same are hereby established as follows, to-wit:

Roth way, from Perchment street to Ferndale street, 13th Ward.

Bron way, from Ormand street to Merrick avenue, 19th Ward.

Ava way, from Bellaire avenue to Gallion avenue, 19th Ward.

Hood way, from Mountford street to Olive street, 25th Ward.

Ned way, from Lelia street to property line southeast of Boggs avenue, 19th Ward.

Rod way, from Blackadore street to Angoria way, 13th Ward.

Finn way, from Osprey way to Chatsworth avenue, 15th Ward.

Osprey way, from Minden street to Finn way, 15th Ward.

Angoria way, from Rod way to City Line, 13th Ward.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 212.

No. 82

AN ORDINANCE — Establishing the grade of Croft street, from Lowrie street to the City Line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north curb line of Croft street from Lowrie street to the City Line, be and the same is hereby established as follows, to-wit:

Beginning on the easterly curb line of Lowrie street at an elevation of 180.99 feet; thence descending at a rate of 7 feet per 100 feet for a distance of 367.93 feet to a point of

curve, to an elevation of 155.24 feet; thence descending by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 145.74 feet; thence descending at a rate of 12 feet per 100 feet for a distance of 352 feet to the City Line, to an elevation of 103.5 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 213.

No. 83

AN ORDINANCE — Establishing the grade of Ryolite way, from Black street to Mathews way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly line of Ryolite way, from Black street to Mathews Way, be and the same is hereby established as follows, to-wit:

Beginning at the southerly curb line of Black street at an elevation of 214.80 feet; thence falling at a rate of 0.83 feet per 100 feet for a distance of 217 feet to the northerly line of Mathews way to an elevation of 213.00 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 213.

No. 84

AN ORDINANCE — Establishing the grade of Sonora way and street, from Kennedy avenue to Pelham street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the west line and south

curb line of Sonora way and street, from Kennedy avenue to Pelham street, be and the same is hereby established as follows, to-wit:

The west line of Sonora way shall begin at the northerly curb line of Kennedy avenue at an elevation of 457.85 feet; thence rising at a rate of 5 feet per 100 feet for a distance of 9 feet to the northerly line of Kennedy avenue to an elevation of 458.30 feet; thence rising at a rate of 10.18 feet per 100 feet for a distance of 93.11 feet to a point of curve to an elevation of 467.78 feet; thence rising by a convex parabolic curve for a distance of 33.78 feet to a point of tangent to an elevation of 468.94 feet; thence falling at a rate of 3.34 feet per 100 feet for a distance of 177.85 feet to the southerly curb line of Marshall avenue to an elevation of 463 feet.

The south curb line of Sonora street shall begin at the northerly curb line of Marshall avenue at an elevation of 463 feet; thence falling at a rate of 11.45 feet per 100 feet for a distance of 287.89 feet to a point to an elevation of 430.03 feet; thence falling at a rate of 1 foot per 100 feet for a distance of 38.82 feet to the northerly 10 foot line of Pelham street to an elevation of 429.64 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 214.

No. 85

AN ORDINANCE—Re-establishing the grade of Mathews way, from Mellon street to St. Clair street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly line of Mathews way, from Mellon street to St. Clair street, be and the same is hereby re-established as follows, to-wit:

Beginning at the easterly curb line of Mellon street at an elevation of 213.83 feet; thence falling at a rate of 0.7 feet per 100 feet for a distance of 118 feet to the westerly line of

Ryolite way to an elevation of 213.0 feet; thence level for a distance of 20 feet to the easterly line of Ryolite way; thence rising at a rate of 1.24 feet per 100 feet for a distance of 117.55 feet to the westerly curb line of St. Clair street to an elevation of 214.46 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 17, 1921.

Ordinance Book 32, Page 215.

No. 86

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Lyon street, from Bryn Mawr road to Cherokee street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Lyon street, between Bryn Mawr road and Cherokee street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Lyon street from Bryn Mawr road to Cherokee street be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Ninety seven hundred (\$9,700.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 14, 1921.

Approved March 14, 1921.

Ordinance Book 32, Page 215.

No. 87

AN ORDINANCE — Authorizing the City Treasurer and Collector of Delinquent Taxes to pay, as they become due, the premiums on bonds covering the various employees in the offices of the City Treasurer and Collector of Delinquent Taxes, and also the annual premium on bond covering Messenger and Pay Roll Robbery insurance.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the City Treasurer and the Collector of Delinquent Taxes are hereby authorized to pay, as they become due, the premiums on bonds covering the various employees in the offices of the City Treasurer and Collector of Delinquent Taxes, and also the annual premium on bond covering Messenger and Pay Roll insurance.

Section 2. The payments provided for in Section one hereof shall be charged to Code Account, 1062, Miscellaneous Service.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 216.

No. 88

AN ORDINANCE — Authorizing and Mayor and the Director of the Department of Public Works to enter

into a contract of lease with Louis Bennett and Sol Bennett, partners, trading as Bennett Brothers, for a certain portion of land situate near the corner of Grant street and Water street, City of Pittsburgh, and fixing the term and rentals thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works be and they are hereby authorized in the name of the City of Pittsburgh to enter into a contract of lease, leasing and letting to Louis Bennett and Sol Bennett, partners, trading as Bennett Brothers, the following described portion of ground, being part of the wharf land of the City of Pittsburgh situate near the corner of Grant street and Water street, and being more particularly bounded and described as follows:

Beginning at a point at the intersection of the easterly curb line of Grant street extended and the southerly line of Water street; thence extending in a westerly direction along Water street a distance of 40 feet to a point; thence extending in a Southerly direction by a line perpendicular to Water street a distance of 126 feet to a point; thence extending in an easterly direction by a line parallel with Water street a distance of 50 feet to a point; thence extending northwardly towards Water street a distance of 126 feet, more or less, to the place of beginning. Containing 5,670 square feet.

Section 2. The said lease shall be for a term of ten (10) years from April 1, 1921, and shall provide for the payment to the City Treasurer of an annual rental of Seventeen Hundred one (\$1701.00) dollars, payable in equal quarterly installments during the whole term.

Section 3. The Mayor and the Director of the Department of Public Works are hereby authorized after its approval by Council to permit the lessees under this ordinance to use and occupy the said described property, and to locate and maintain structures thereon, during the term of this lease.

Section 4. The contract of lease shall be submitted to the Finance Committee of Council for approval before execution.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 216.

No. 89

AN ORDINANCE — Establishing the grade of Burson way from Whitworth street to Dewitt street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the east line of Burson way, from Whitworth street to Dewitt street, be and the same is here-by established as follows, to-wit:

Beginning at a point on the south curb line of Whitworth street at an elevation of 440.10 feet; thence falling at the rate of 3.75 feet per 100 feet for the distance of 378.15 feet to a point of curve to an elevation of 425.92 feet; thence by a concave parabolic curve for the distance of 50.00 feet to a point of tangent, to an elevation of 424.61 feet; thence falling at the rate of 1.50 feet per 100 feet for the distance of 84.62 feet to a point of curve to an elevation of 423.33 feet; thence by a concave parabolic curve for the distance of 31.10 feet to a point of tangent to an elevation of 423.57 feet on the north curb line of Dewitt street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 217.

No. 90

AN ORDINANCE — Establishing the grade of Dewitt street, from Boggs avenue to Griffin street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the north curb line of Dewitt street, from Boggs avenue to Griffin street be and the same is hereby established as follows, to-wit:

Beginning at a point on the west curb line of Boggs avenue at an ele-

vation of 425.40 feet (curb as set); thence falling at the rate of 6.0 feet per 100 feet for the distance of 10.00 feet to the west line of Boggs avenue to an elevation of 434.80 feet; thence falling at the rate of 11.0 feet per 100 feet for the distance of 102.06 feet to the east line of Burson way to an elevation of 423.57 feet; thence falling at the rate of 7.00 feet for the distance of 20.12 feet to the west line of Burson way to an elevation of 422.16 feet; thence falling at the rate of 11.00 feet per 100 feet for the distance of 77.72 feet to a point of curve to an elevation of 413.61 feet; thence by a concave parabolic curve for the distance of 60.84 feet to a point of tangent on the west curb line of Griffin street produced to an elevation of 410.87 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 218.

No. 91

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Belasco avenue from Coast avenue to Hampshire avenue, establishing the grades for the roadway and sidewalks and providing for the sloping and parking of the portion of said Belasco avenue lying without the lines of the sidewalks and roadway.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks and the grade of the west curb line of Belasco avenue from Coast avenue to Hampshire avenue, shall be and the same are hereby fixed and established as follows, to-wit:

The roadway shall have a uniform width of 22 feet and shall occupy the central portion of the street, each side being distant 14 feet from the building line.

Each sidewalk shall have a uniform width of 7 feet along the lines of the roadway as above described.

The remainder of the Street lying without the lines of the sidewalks as above described, shall be used for slopes, parking, etc.

The grade of the west curb line shall begin at the north curb line of

Coast avenue at an elevation of 383.94 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 385.58 feet; thence rising at a rate of 0.8 feet per 100 feet for a distance of 100 feet to a point of curve to an elevation of 386.38 feet; thence by a concave parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 391.99 feet; thence rising at a rate of 13.224 feet per 100 feet for a distance of 278.5 feet to a point of curve to an elevation of 428.82 feet; thence by a convex parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 433.31 feet; thence falling at a rate of 2.0 feet per 100 feet for a distance of 95 feet to the south curb line of Hampshire avenue to an elevation of 431.41 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 219.

No. 92

AN ORDINANCE—Re-establishing the grade on the north curb line of Hampshire avenue, from the west curb line of Beechview avenue to a point 100 feet westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the north curb line of Hampshire avenue, from the west curb line of Beechview avenue to a point 100 feet westwardly therefrom be and the same is hereby re-established as follows, to-wit:

Beginning at the west curb line of Beechview avenue at an elevation of 458.71 feet; thence falling at a rate of 1.7 feet per 100 feet for a distance of 10 feet to a point to an elevation of 456.54 feet; thence falling at a rate of 11.95 feet per 100 feet for a distance of 40 feet to a point to an elevation of 453.76 feet; thence falling at a rate of 14.56 feet for a distance of 50 feet to a point distant 100 feet westwardly from the west curb line of Beechview avenue to an elevation of 446.48 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 220.

No. 93

AN ORDINANCE — Establishing the grade on Heigle street, from the City Line at the westerly boundary line of the Plan of the 4th Ward addition to Brookline to the City Line at the easterly boundary line of said Plan.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the northerly curb line of Heigle street from the City Line at the westerly boundary line of the Plan of the 4th Ward addition to Brookline to the City Line at the easterly boundary line of said Plan be and the same is hereby established as follows to-wit:

Beginning at the City Line at the westerly boudary line of the Plan of the 4th Ward addition to Brookline at an elevation of 304.68 feet; thence falling at a rate of 1.3 feet per 100 feet for a distance of 360.1 feet to the westerly curb line of Rockford street to an elevation of 300.00 feet; thence for a distance of 22.0 feet to the easterly curb line of Rockford street; thence rising at a rate of 0.82 feet per 100 feet for a distance of 590.0 feet to a point of curve to an elevation of 304.84 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 304.45 feet; thence falling at a rate of 2.73 feet per 100 feet for a distance of 50.61 feet to the City Line at the easterly boundary line of said Plan to an elevation of 303.07 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 220.

No. 94

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Bader street from Asylum street to Damas street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Bader street, between Asylum street and Damas street have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bader street, from Asylum street to Damas street be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Seventy-four hundred (\$7,400.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 221.

No. 95

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Bly street, from Royal street to Staab way and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Bly street, between Royal street and an Unnamed way, now Staab way, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Bly street, from Royal street to Staab way, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Twenty-four hundred dollars (\$2,400.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 222.

No. 96

AN ORDINANCE — Authorizing and directing the Grading and Paving of Lima way, from South Mathilda street to South Millvale avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line Lima way, between South Mathilda street and South Millvale avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading and paving of the same, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Lima way, from South Mathilda street to South Millvale avenue, be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Twenty-four hundred (\$2,400.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 223.

No. 97

AN ORDINANCE — Vacating Jarod way, from North Braddock avenue to Council way, in the 14th Ward of the City of Pittsburgh:

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that the owners of all the property fronting or abutting upon the lines of Jarod way, from North Braddock avenue to Council way, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Jarod way, from North Braddock avenue to Council way, in the 14th Ward of the City of Pittsburgh, shall be and the same is hereby vacated within the following described boundary lines, to-wit:

Beginning at a point on the easterly line of North Braddock avenue, said point being distant 140.93 feet southwardly from the southerly line of Thomas street as laid out in Crystal Place Plan of Lots by Brush and Reis, Administrators of the Dithridge Estate and recorded in the Recorder's Office of Allegheny County in Plan Book Volume 5, Pages 284 and 285; thence in an easterly direction along the northerly line of Jarod way for the distance of 262.99 feet to the westerly line of Council way; thence deflecting to the right 97° 41' in a southerly direction along the westerly line of Council way for the distance of 25.23 feet to the southerly line of Jarod way; thence deflecting to the right 82° 19' in a westerly direction along the southerly line of Jarod way for the distance of 262.50 feet to the easterly line of North Braddock avenue; thence deflecting to the right 96° 35' in a northerly direction along the easterly line of North Braddock avenue for the distance of 25.17 feet to the place of beginning containing 6.568 square feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Approved March 28, 1921.

Ordinance Book 32, Page 223.

No. 98

AN ORDINANCE — Authorizing the employment of a competent engineer by the City Controller to investigate, check up and verify bills authorizing the payment of extra work on the Shaler Street contract, for the improvement of Carson street West, Woodville avenue and Warrington avenue, and for the purpose of determining the amount of recliipped blockstone used in the repaving of Liberty avenue (three separate contracts) and Main street and investigating matters in connection with the repaving of River avenue.

Whereas, The Committee on Public Works of Council has referred to the City Controller a number of bills authorizing payment for extra work on certain contracts with instructions to employ a competent engineer to verify the correctness of said amounts, and to check up the work already performed on said contracts and to record his findings thereon to said Committee therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Controller be, and he is hereby authorized and empowered to select a competent engineer to do and perform such engineering services as may be required in connection with matters herein specified which have already been referred to said Controller for checking up and verifying bills authorizing the payment for extra work on the Shaler Street contract; for investigating matters in connection with the improvement of Carson street West; Woodville avenue and Warrington avenue; for the purpose of determining the amount of recliipped blockstone used in the repaving of Liberty avenue (three separate contracts), and Main street, and for investigating matters in connection with the repaving contract for River avenue; and a contract authorized to be made by the Mayor and the Controller with such engineer to perform the above services and to be compensated at a sum not exceeding \$65.00 per diem. The cost hereof to be charged to Code Account 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 21, 1921.

Pittsburgh, April 1st, 1921.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor and returned with his objections to the Council was passed by a two-thirds vote of said Council this 1st day of April A. D. 1921.

E. J. MARTIN,
Clerk of Council.

Ordinance Book 32, Page 224.

No. 99

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to let a contract or contracts for the construction and erection of a Machine Shop, Carpenter Shop, Paint Shop and Elevator, etc., in the Exposition Building to be used as the Municipal Garage and Repair Shop.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidder or bidders for improvements at the Exposition Building, viz: construction and erection of a machine shop, carpenter shop, paint shop, elevator, etc., in that portion of the building to be used as the Municipal Garage and Repair Shop, the cost thereof not to exceed the sum of Fourteen thousand eight hundred dollars, (\$14,800.00), and to be charged to Code Account No. 1036, Exposition Building Improvements, Municipal Garage and Repair Shop.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 225.

No. 100

AN ORDINANCE — Approving the "Aqua Vista Plan of Lots" in the 15th Ward of the City of Pittsburgh,

laid out by the Heirs of Martin Beehner, deceased, accepting the dedication of Behner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way, Theodolite way, Traynor way, Trevor way and Tulle way as shown thereon for public use for highway purposes, opening and naming the same, and establishing the grades thereon.

Whereas the Heirs of Martin Beehner, deceased, the owners of certain properties in the 15th Ward of the City of Pittsburgh, laid out in a Plan of Lots called "Aqua Vista Plan of Lots" have located certain roads, streets and ways thereon and executed a deed of dedication on said Plan for all the ground covered by said roads, streets and ways, to the said City of Pittsburgh for public use for highway purposes and have released the said City from liabilities for damages occasioned by the physical grading of said public highways to the grades hereinafter established: therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Aqua Vista Plan of Lots, situate in the 15th Ward of the City of Pittsburgh, laid out by the Heirs of Martin Beehner, October 1920, be and the same is hereby approved and Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way Theodolite way, Traynor way, Trevor way and Tulle way, as located and dedicated in said Plan are hereby approved.

Section 2. The Roads, Streets and Ways, as aforesaid dedicated to said City for public highway purposes, shall be and the same are hereby appropriated and opened as public highways and named Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way, Theodolite way, Traynor way, Trevor way and Tulle way.

Section 3. The grades of Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Melbourne street, Millington road, McCaslin street, Millington road, McCaslin street, Tafel way, Tesla way, Theodolite way, Traynor way, Trevor way and Tulle way, laid out and dedicated in the "Aqua Vista Plan of Lots" are hereby established as described in Ordinance No. 64, approved March 10th, 1921, and recorded in Ordinance Book Volume 32, Page 195.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said Beehner road, Deely street, Durrell road, Frank street, Loretta street, Melbourne street, Millington road, McCaslin street, Tafel way, Tesla way, Theodolite way, Traynor way, Trevor way, and Tulle way for public highways in conformity with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 226.

No. 101

AN ORDINANCE—Regulating the construction, alteration, additions to, arrangement, equipment and the use and occupancy of buildings used for the storage, repair or housing of self-propelled vehicles containing volatile or highly inflammable fuel, which shall hereafter be known as buildings of Classification No. VII and its sub-divisions; regulating the installation of storage systems for volatile or highly inflammable fuel, regulating the installation therein of heating, ventilating and lighting systems providing for the issuance of construction and occupancy permits therefor, and providing penalties for violation of the provisions hereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* from and after the approval of this ordinance the following regulations provided for buildings of Classification NO. VII and its sub-divisions, as hereinafter defined, shall be in full force and effect.

Section 2.

SCOPE OF ORDINANCE.

(1) Short title: This ordinance shall be known as the Garage Regulations, Classification No. VII, and its sub-divisions.

(2) Matter Covered: All matter concerning and affecting or relating to the construction or alteration of buildings now erected or to be erected in the City of Pittsburgh; and now occupied or to be occupied for the purpose of Classification No. VII, and

its sub-divisions are presumptively provided for in this ordinance except insofar as the meaning of the same may be interpreted by the ruling and findings of the Board of Standards and Appeals.

(3) Intent: This ordinance shall be taken by all whose duty it is to interpret the same as herein provided, and the rulings thereunder of the Bureau of Building Inspection and the Board of Standards and Appeals shall conform to the intent of this ordinance.

(4) Construction of Buildings: No buildings shall hereafter be erected, altered, repaired, added to or extended-equipped with appurtenances or apparatus for the purposes of Classification No. VII and its sub-divisions, except in conformity with the provisions of this ordinance.

Section 3.

PERMITS.

(1) Construction Permit:

(a) Application: Application for construction permits shall be made to the Bureau of Building Inspection, and shall be accompanied by plans and specifications or other evidences which shall fully illustrate and describe the following:

I. The construction of walls, partitions and floor and kinds of all materials and doors, and the degree of fire protection afforded according to the definitions relating thereto in the ordinances of the City of Pittsburgh for each art of the construction of the building.

II. The equipment and apparatus to be provided for extinguishing fire anywhere within such portions of a building as are used for the purposes of Classification No. VII and its sub-divisions.

III. The location of all entrances and exits and other openings in enclosed walls; general exits or communications to and from other buildings or part of buildings.

Any information required by the Superintendent of Building Inspection not hereinbefore called for that he may find necessary in determining that the intent of this ordinance is to be complied with, shall be furnished.

(b) Permits: Construction permits shall convey no further rights than those provided in the ordinance conferring certain powers and duties upon the Department of Public Safety and the Bureau of Building Inspection,

known as the "Administrative Section", approved January 23, 1916, and shall be granted when the records of the said Bureau show all information required.

(2) Occupancy Permits:

(a) Application: Application for occupancy permits shall be made to the Bureau of Building Inspection.

The information furnished with each application shall be the same as that herein required for construction permits. Occupancy permits may be granted or refused, based upon plans of buildings or parts of buildings, already on file in the Bureau of Building Inspection, provided in the opinion of the Superintendent of Building Inspection the aforesaid plans are a true and faithful record of the conditions existing in the building. In the absence of plans, an inspection of the premises shall be made by the Superintendent of the Bureau of Building Inspection or his representative, in order to determine whether or not the construction and equipment of the building or part thereof to be occupied conforms to the provisions and requirements of this ordinance before granting occupancy permit.

(b) Permits: Occupancy permits shall convey no rights other than those provided in an ordinance conferring certain powers and duties upon the Department of Public Safety and the Bureau of Building Inspection, known as the "Administrative Sections", approved January 23, 1916, and shall be granted when the records of the said Bureau show that the person, firm or corporation responsible shall have complied with the requirements of this ordinance.

Section 4.

DEFINITIONS.

General: For the purposes of this ordinance certain words and terms used are hereby defined as follows:

(a) Classification No. VII and its sub-divisions shall include all such buildings or parts of buildings, commonly called garages, as are designed or used for the storage, repair or housing of self-propelled vehicles while carrying a volatile inflammable liquid fuel.

Class VII-A shall include all garages more than two stories high.

Class VII-B shall include all garages having a capacity of more than five such vehicles and which are not more than two stories high.

Class VII-C shall include all garages having a capacity of not more than five such vehicles.

(b) Fire Zones No. 1, Fire Zones No. II, and Zone No. III, shall be those areas established in the Fire Zoning Regulations.

Section 5.

REQUIREMENTS FOR CONSTRUCTION OF BUILDINGS.

(1) General: The minimum allowable construction of buildings hereafter erected for the purposes of Classification No. VII and its subdivisions shall be as follows:

(2) Class VII-A, Garages:

(a) Zones I, II, and III: For buildings or parts of buildings occupied for the purposes of Class VII-A, Garages, all parts of the structural frame bearing loads or resisting stresses shall be made of incombustible materials protected from the effects of fire by insulating materials conforming to the requirements of the ordinances for not less than three-hour fire-resistive construction or protection, except for the roof construction, for which not less than two-hour fire-resistive construction or protection is hereby required.

(b) Exit Stairways, Ramps and Elevator Shaftways: All stairway and ramp framing must be constructed of incombustible materials.

All vertical openings, elevator shaftways, and stairways in Class VII-A, Garages, shall be completely enclosed by partitions which shall be made of at least two-hour fire-resistive construction. This is not to be taken as including ramps.

All doorways in said partitions shall be furnished with not less than Class B automatic or self-closing fire doors, conforming to the requirements of the ordinances therefor.

No opening shall be permitted in said enclosures other than the necessary windows for lighting and doors. All such windows shall be of fixed metal frame and sash glazed with wired glass, no single light of which shall be larger than 720 square inches, except in the case of windows opening to the outside of the building, which need not be fixed sash.

(c) Enclosing Walls: The minimum allowable thickness of masonry enclosing walls shall be as provided in the ordinances.

All windows in enclosing walls except as hereinafter provided shall be made of metal frame and sash glazed with wired glass, no single light of which shall be larger than 720 square inches.

(d) Offices and Show or Stock Rooms: Windows of show or stock rooms, offices, or other similar departments on the first or second floor, located at the street front, shall be made of metal frame, but need not be glazed with wired glass and the size of lights of glass is unlimited.

Rooms of the foregoing character shall be separated from all other parts of the building by partitions and doors made of incombustible materials.

(e) Construction Required for Joint Occupancy: Except as hereinafter especially provided that part of a building occupied for the purposes of Class VII-A, Garages, shall be separated from the parts used for the purposes of other occupancies by unpierced walls, floors and ceilings of not less than three-hour fire-resistive construction as defined in the ordinances except as provided for enclosures of offices and show or stock rooms.

(f) Buildings Occupied at the Time of the Passage of this Ordinance: The continued occupancy of buildings occupied at the time of the passage of this ordinance for the purpose of Classification No. VII-A, Garages, entirely of wood frame construction located in Fire Zones I, II and Zone III is hereby prohibited.

The continued occupancy of buildings occupied at the time of the passage of this ordinance for the purpose of Classification No. VII-A, Garages of masonry enclosing walls and wood joisted construction is hereby permitted in Fire Zones I and II and Zone III, provided, however, that such garages located in Fire Zones I shall be equipped with standard automatic sprinkler systems planned and constructed as required in the ordinances relating thereto.

(g) Conversion of Occupancy: The minimum allowable requirements for buildings which are converted from any other occupancy to that of Class VII-A, Garages, shall be the same as for new construction.

(3) Class VII-B, Garages:

(a) Fire Zones: I: For buildings or parts of buildings occupied for the purposes of Class VII-B, Garages, located in Fire Zones I, all parts of the

structural frame bearing loads or resisting stresses shall be made of incombustible materials, protected from the effects of fire by insulating materials and conforming to the requirements of the ordinances for not less than two-hour fire-resistive construction or protection, except for the roof construction which shall be made of incombustible materials and need not be protected. All roof sheathing shall be made of incombustible materials.

All windows in enclosing walls except as hereinafter provided shall be made of metal frame and sash glazed with wired glass, no single light of which shall be larger than 720 square inches.

Offices and Show or Stock Rooms: Windows of show or stock rooms, offices, or other similar departments located on the street fronts shall have metal frame, but need not be glazed with wired glass and the size of light of glass is unlimited.

Rooms of the foregoing character shall be separated from all other parts of the building by partitions and doors made of incombustible materials.

(b) Fire Zones II: For buildings or parts of buildings occupied for the purposes of Class VII-B, Garages, located in Fire Zones II, all enclosing walls and all parts of the structural frame bearing loads and resisting stresses shall be made of incombustible materials which need not be protected by fire-resistive construction. Roof sheathing shall be made of incombustible materials or else of wood plank not less than two and one-half inches thick, tongued and grooved or splined. Where wood sheathing is used, wood purlings shall be permitted, providing the smallest dimension is not less than six inches.

(c) Zone III: For buildings or parts of buildings occupied for the purposes of Class VII-B, Garages, the minimum allowable construction shall be masonry enclosing walls and wood framing for all floors and roofs. This shall not be construed as prohibiting the use of any form of construction the materials of which are incombustible.

(d) General Requirements for Class VII-B, Garages:

Stairways, Elevators and Ramps: All stairway and ramp framing for Class VII-B, Garages located in Fire Zones I and II shall be made of incombustible material.

All stairway and ramp framing for Class VII-B, Garages located in Zone III, may be made of wood frame construction.

All verticle openings, elevator shaftways and stairways in Class VII-B, Garages shall be completely enclosed in the first story by partitions which shall be made of at least one-hour fire-resistive construction. This is not to be taken as including ramps.

All doorways in said partitions shall be furnished with not less than Class B automatic or self-closing fire doors, conforming to the requirements of the ordinances therefor.

No openings shall be permitted in said enclosures other than the necessary windows for lighting and doors. All such windows shall be of fixed metal frame and sash glazed with wired glass, no single light of which shall be larger than 720 square inches, except in the case of windows opening to the outside of the building, which need not be fixed sash.

Enclosing Walls: The minimum allowable thickness of enclosing walls shall be as provided in the ordinances.

Construction Required for Joint Occupancy: Except as hereinafter especially provided that part of a building occupied for the purposes of Class VII-B, Garages, shall be separated from the parts used for the purposes of other occupancies by unperforated walls, floors and ceilings of not less than three-hour fire-resistive construction as defined in the ordinances, except as provided for enclosures of offices, show or stock rooms and as may be hereafter exempted in special classification of occupancy.

(e) Buildings Occupied at the Time of the Passage of this Ordinance: The continued occupancy of buildings occupied at the time of the passage of this ordinance for the purposes of Classification No. VII-B, Garages entirely of wood frame construction, located in Fire Zones I, II and Zone III is hereby prohibited.

The continued occupancy of buildings occupied at the time of the passage of this ordinance for the purposes of Classification No. VII-B, Garages of masonry enclosing walls and wood joisted construction is hereby permitted in Fire Zones I and II and Zone III provided, however, that such garages located in Fire Zones shall be equipped with standard automatic sprinkler systems planned and constructed as required in the ordinances relating thereto.

(f) Conversion of Occupancy: The minimum allowable requirements for buildings which are converted from any other occupancy to that of Class VII-B, Garages, shall be the same as for new construction.

(4) Class VII-C, Garages:

(a) Fire Zones I: For buildings or parts of buildings occupied for the purposes of Class VII-C, Garages, located in Fire Zones I, the minimum allowable construction shall be masonry enclosing walls and incombustible materials for all floor and roof construction which need not be protected by fire-resistive materials. All roof sheathing shall be made of incombustible materials.

This shall not be taken as prohibiting shelter sheds built entirely of incombustible materials, each compartment of which shall have one end or side open.

(b) Fire Zones II: For buildings or parts of buildings occupied for the purposes of Class VII-C, Garages, located in Fire Zones II, the minimum allowable construction shall be masonry enclosing walls and wood framing for all floors and roofs in which all wood framing construction must be completely lined with not less than wood lath and plaster, gypsum plaster board with all joints plastered up tight, or any other equivalent fire-retardant construction.

This shall not be construed as prohibiting the use of any form of construction the materials of which are incombustible.

(c) Zone III: For buildings or parts of buildings occupied for the purposes of Class VII-C, Garages, located in Zone III, the minimum allowable construction shall be wood frame, provided same is completely lined with not less than wood lath and plaster, gypsum plaster board with all joints plastered up tight, or any other equivalent fire-retardant construction.

(d) Construction Required for Joint Occupancy of Class VII-C Garages: Except as hereinafter especially provided that part of a building occupied for the purposes of Class VII-C, Garages, shall be separated from the parts used for the purposes of other occupancies by unplastered walls, floors and ceilings of not less than two-hour fire-resistive construction as defined in the ordinances with the following exceptions, and as may be hereafter exempted in special classifications of occupancy.

Minimum Allowable Construction Required for Joint Occupancy of Automobile and Chauffeur: The foregoing shall not apply in such construction where it is desired to have living quarters for chauffeurs over Class VII-C, Garages, in which case the said living quarters shall be separated from the portions used for the garage proper with floors, walls and ceilings of not less than wood joisted and studded construction lined with metal lath weighing not less than 3.4 pounds per square yard and not less than No. 24 gage in thickness, and gypsum, cement or cement tempered lime plaster not less than one inch in thickness, or other equivalent fire retardent construction. The portion of said buildings used for chauffeur's quarters must be provided with a separate exit. When said exits are located within portions used for Class VII-C, Garages same shall be completely enclosed within not less than one-hour fire-resistive construction as defined in the ordinances and open directly upon the exterior of the building.

Minimum Allowable Construction Required for Joint Occupancy of a Private Residence and Class VII-C, Garage Compartment Having a Capacity of not more than Two Cars:

Nothing in this ordinance is to be construed as preventing a garage compartment having a capacity of not more than two cars from being constructed within the basement of or adjoining or communicating on the first floor of a private residence when constructed in accordance with the requirements as set forth in the foregoing paragraph, provided the door communicating from the garage to the residence portion is protected by not less than a Class C automatic self-closing fire door and where the walls of wood construction are plastered on both sides as required in the foregoing paragraph.

(e) Enclosing Walls: Where masonry enclosing walls are used the minimum allowable thickness shall be as follows:

Eight inches, provided such walls are not more than sixteen feet in height to the square or twenty-two feet to the peak of a gable above the top of the foundation walls, and not more than twenty feet in length between masonry cross walls or pilasters.

Six inches, provided such walls are not more than ten feet in height above the top of the foundation walls, and not more than twenty feet in length between cross walls or pilasters.

(f) Building Occupied at the Time of the Passage of this Ordinance:

The continued occupancy of buildings occupied at the time of the passage of this ordinance for the purposes of Classification No. VII-C, Garages, shall comply with the following requirements:

The continued occupancy of buildings entirely of wood frame construction shall be prohibited in Fire Zones I, and permitted in Fire Zones II and Zone III, provided the buildings are lined with not less than wood lath and plaster, gypsum plaster board with all joints plastered up tight, or other equivalent fire retardent construction.

The continued occupancy of buildings having masonry enclosing walls and wood joisted construction shall be permitted in Fire Zones I, II and Zone III.

(g) Conversion of Occupancy: The minimum allowable requirements for buildings which are converted from any other occupancy to that of Class VII-C, Garages, shall be the same as for new construction.

Section 6.

GENERAL REQUIREMENTS FOR ALL BUILDINGS OCCUPIED FOR THE PURPOSES OF CLASS VII AND ITS SUB-DIVISIONS.

(1) Parapet Walls:

All buildings occupied for the purposes of Class VII and its sub-divisions having combustible roof construction less than one-fourth pitch and masonry enclosing walls shall be provided with parapet walls not less than six inches in thickness and carried at least one foot above the roof for all fire, division or party walls.

(2) Live Load Requirements:

(a) Loads: The minimum allowable uniform live load per square foot of floor area for the respective parts of buildings occupied for the purpose of Classification No. VII and its sub-divisions shall be as follows:

Floor loads: 125 pounds per square foot.

Ramps: 100 pounds per square foot of horizontal projection.

Roof used for the purposes of the repair or the storage of automobiles or parts thereof; 125 pounds per square foot.

Roofs not used for the purposes of the repair or the storage of automobiles or parts thereof; 40 pounds per square foot of horizontal projection.

(b) Permissible Reductions in Loads: Reductions in live loads shall be permitted in buildings of this classification for Girders, Columns, and Bearing Walls, as provided in the ordinance known as the General Engineering Regulations.

(3) Exit Facilities:

(a) General: Exits from the ground floor shall be so arranged as to afford free exit from the building.

The number and location of exits from all floors above the ground floor shall be such that the distance from any part of a floor to an exit from that floor shall not exceed 150 feet.

At least one enclosed fire exit stairway as required for the various classifications shall lead directly to the outside of the building, or in lieu thereof, through door openings leading directly to offices, show, or stock rooms or other similar sub-divisions, provided such sub-divisions have exits to the outside of the building.

(b) Class VII-A and Class VII-B, Garages, shall have not less than two exits from any floor. From all floors above the ground floor an elevator enclosed as required in this ordinance for exit stairways, or a ramp, may be taken as one of the required exits.

Section 7.

SPECIAL REGULATIONS PROVIDING

FOR JOINT OCCUPANCY WITH

HOSPITALS, SCHOOL HOUSES AND THEATERS.

Any part of a building occupied for the purposes of Classification No. VII, Garages, shall be separated from any parts used for the purposes of a hospital, school house, theater, including motion picture theaters, by unpierced walls, floors and ceilings of not less than three-hour fire-resistive construction as defined in the ordinances. Whenever said part of a building is large enough to house more than five automobiles it shall be provided with standard automatic sprinkler equipment, planned and constructed as required in the ordinances relating thereto. Repair work, filling, painting of fuel tanks, washing of parts with, or handling of volatile fluids, within said part of the foregoing buildings is hereby prohibited.

Section 8.

(1) Heating Apparatus: No heating apparatus shall be permitted in any garage, whether erected prior to the enactment of this ordinance or hereafter erected, which does not conform to the following requirements:

(a) Hot Water, Steam or Hot Air Heating Apparatus: Hot water or steam heating boilers shall be enclosed in a room having no opening connecting with the interior of the building and all walls, floors and ceilings shall be made of incombustible materials. The entrance to such rooms shall be from the outside of the building.

The use of hot air furnaces is hereby prohibited.

(b) Gas or Oil Heating Appliances:

Classes VII-A and VII-B: Gas stoves or oil heating appliances shall be permitted in office or show rooms of buildings occupied for the purposes of Class VII-A or Class VII-B when said office or show rooms are separated from the other portions of the garage.

Class VII-C: All stoves or oil heating appliances in buildings occupied for the purposes of Class VII-C, Garages, shall be used in such a manner as to prevent ignition of gasoline vapors. All openings of said stoves or oil heating appliances shall be protected by means of wire gauze having not less than 28 meshes per lineal inch.

(c) Other Fire Hazards: All torches, soldering iron heaters, emery wheels or other mechanical devices likely to cause ignition of gas or vapor shall be kept not less than thirty inches above the floor and all forge fires shall be in an enclosed room with fire-proof floors and walls, the communicating doors of which shall be equipped with fire doors.

The compartments used for the foregoing purposes shall be ventilated in such a manner as to remove all gas and vapor.

(2) Electric Wiring: All electric wiring shall be installed in accordance with the Electrical Regulations, Ordinance No. 242, Series of 1918.

(3) Fire Extinguishing Equipment:

(a) Standard Automatic Sprinkler Equipment: Except as herein otherwise especially provided all buildings occupied for the purposes of Classification No. VII-A, Garages, hereafter

erected or remodeled, the top floor level of which is more than 50 feet above the average level of the curb, shall be provided with standard automatic sprinkler equipment planned and constructed as required in the ordinances relating thereto.

(b) Extinguishers: All buildings or parts of buildings used for the purposes of Class VII or its sub-divisions must be provided with at least one fire extinguisher. For all buildings containing more than 1,000 square feet floor area there shall be at least one fire extinguisher for approximately each 1,000 square feet of floor area, which shall be maintained constantly charged with bicarbonate of soda and sulphuric acid, or with carbon tetrachloride or other equally effective fire-extinguishing chemicals, and be kept in serviceable condition.

All fire-extinguishing equipment herein required must be evenly distributed throughout each story of the building.

(4) Pits: No repair pit where vapor of an explosive or inflammable nature may collect shall hereafter be constructed in the floor of any building used for the purposes of Class VII or its sub-divisions.

Section 9.

STORAGE TANKS.

(1) Underground Storage Tanks:

(a) Location and Protection: Storage tanks shall be buried at least three feet deep, whether located outside or within the building.

All suction, supply or vent pipes conducted within the building shall be covered with not less than six inches of fire-resistive material. Supply and vent pipes shall terminate on the outside of the building.

(b) Capacity: The capacity of a single underground tank for the storage of volatile inflammable fuel oils for buildings of Class VII and its sub-divisions shall be limited to 3,000 gallons.

(c) Construction: All tanks must be substantially designed, and the thickness of metal shall be sufficient to withstand safely at least twice all the stresses to which it may be subjected, and tested hydrostatically to 30 pounds pressure per square inch. A certificate of test from the manufacturer, stating that the tank has been tested to the required pressure and proven tight may be accepted by

the Superintendent of Building Inspection. In case the shells are made of metal they must be thoroughly coated on the outside with tar, asphaltum or other suitable rust-resisting material.

All joints of tanks must be riveted and soldered and calked, brazed, welded or made tight by some equally dependable process. Shells must be properly reinforced where connections are made, and all connections made through the upper side above liquid level.

The outlet faucet must be of the anti-drip type and all valves tight. Cock valves must have stops to indicate open or closed positions.

(d) Venting: Tanks must be provided with permanently open vent or a vent fitting may be combined with a filling device so arranged that the fill pipe cannot be opened without opening a vent pipe.

All permanently open vents shall terminate at least seven feet from the ground, with a device to keep out the weather and shall be located at least three feet away from any wall opening.

All vents must be of proper size to accommodate flow of air during filling and emptying operations.

(e) Filling and Withdrawal of Liquid: Filling shall be done only in daylight, and all openings shall be kept locked when not in use.

Withdrawal must be by means of discharge device which will prevent leakage. The liquid shall be delivered directly to motor vehicles or to covered portable tanks or safety cans. The use of open containers is hereby prohibited.

(2) Portable Tanks: Portable tanks must be made of metal and all joints must be soldered. The tanks must be provided with fill and vent fittings so arranged that the tank cannot be filled without opening the vent. Openings must be placed above liquid level and fittings so arranged as to drain back into the tank.

Section 10.

PENALTIES FOR VIOLATION.

Any person, firm or corporation violating any of the provisions of this ordinance shall, upon the conviction thereof, before any Alderman or Police Magistrate of the City of Pittsburgh, be subject to a fine not exceeding \$100.00 and costs for any one offense

and, in default of payment of said fine and costs, shall be subject to imprisonment in the County Jail for a period not exceeding thirty (30) days.

Section 11. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 227.

No. 102

AN ORDINANCE—Amending Section 9, of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 9, Mayor's Office, Division of City Architect, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920, which reads as follows:

"City Architect	\$4500.00 per annum
Chief Draftsman	2346.00 per annum
Stenographer	1344.00 per annum
Inspector of Construction	2280.00 per annum"

shall be and the same is hereby amended to read as follows:—

"City Architect	\$4500.00 per annum
Chief Draftsman	2346.00 per annum
Draftsman	2900.00 per annum
Draftsman.....	2700.00 per annum
Stenographer	1344.00 per annum
Inspector of Construction	2280.00 per annum"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 237.

No. 103

AN ORDINANCE—Amending Line 1,

Section 92, Department of Public Works, Bureau of Parks, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Line 1, Section 92, Department of Public Works, Bureau of Parks, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", which became a law January 2nd, 1920, which reads as follows:—

Conservatory Foreman \$2,280.00 per annum

shall be and the same is hereby amended to read as follows:

Park Supervisor \$2,748.00 per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 238.

No. 104

AN ORDINANCE—Appropriating and setting aside from the proceeds of Playground Improvement Bonds, Appropriation No. 201, the sum of \$81,000.00 for the purchase of property for playgrounds near the boundary line of the Third and Fifth Wards.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of playground improvement bonds the sum of \$81,000.00 for the purpose of paying for property to be purchased near the boundary line of the Third and Fifth Wards for playground purposes.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Approved March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 239.

No. 105

AN ORDINANCE—Appropriating and setting aside from the proceeds of Public Comfort Station Bonds, Bond Fund Appropriation No. 202, the sum of \$5,600. for the payment of Architectural expenses.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of Public Comfort Station Bonds, Bond Fund No. 202, the sum of Five thousand six hundred (\$5,600.) dollars, for the purpose of paying the salaries of two architectural draftsmen, required in the prosecution of the work contemplated in the Ordinance authorizing the sale of said bonds.

Section 2. That the said appropriation shall be known as Bond Fund No. 202 "A", Salaries.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

• Ordinance Book 32, Page 239.

No. 106

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Department of City Treasurer.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they

are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts for the furnishing of one (1) automobile for the Department of City Treasurer, for the use of the City Paymaster, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided; the cost thereof not to exceed the sum of Forty-four hundred (\$4400.00) dollars and including the exchange of one (1) old machine now in use, same to be chargeable to and payable from code account No. 42 Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 240.

No. 107

AN ORDINANCE — Authorizing and directing partial payments to be made to Thomas Cronin Company for the grading, paving, curbing and otherwise improving Warrington avenue from Montooth street to West Liberty avenue.

Whereas, the City has let a certain contract to Thomas Cronin Company for the grading, paving, curbing and otherwise improving Warrington avenue from Montooth street to West Liberty avenue, which improvement was authorized by an ordinance which provided that the cost, damage and expense be assessed against property benefited; and,

Whereas, but a small portion of the cost of said improvement can be assessed against the property benefited, and the city knowing this fact authorized an increase in indebtedness in the sum of One hundred thirty-two thousand (\$132,000.00) dollars for the cost, damage and expense incurred by reason thereof; and,

Whereas, it is now evident that the said City's share of said cost will not be less than One hundred thirty-two thousand (\$132,000.00) dollars, and the City is desirous of making partial

payment to the contractor on account thereof, in advance of the actual assessment against said City, as the work has been completed and accepted by said City, and the balance due the contractor is drawing interest at six (6%) per cent.; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper city officers be and they are hereby authorized and directed, upon the consent in writing of the bondsmen of the said contractor, filed with the City Controller, to issue estimates to said contractor, on account of said improvements, and to make partial payments to the contractor in advance of the making of an assessment against said City; and the Mayor is authorized to issue and the Controller to countersign warrants therefor up to the sum of One hundred thousand (\$100,000.00) dollars, drawn on Appropriation No. 223, Warrington Avenue Improvement Bonds, which were issued for that purpose.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 240.

No. 108

AN ORDINANCE—Repealing that portion of Ordinance No. 58 entitled, "An Ordinance locating Bellerock street, from Wilkins avenue to Homewood avenue," approved June 4th, 1897, which locates Bellerock street from a point 589.02 feet southwardly from the southerly line of Wilkins avenue to a point 515.27 feet northwardly from Northumberland street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That that portion of Ordinance No. 58 entitled "An Ordinance locating Bellerock street, from Wilkins avenue to Homewood avenue," approved June 4th, 1897, which locates Bellerock street from a point 589.02 feet southwardly from the southerly line of Wilkins avenue to a point 515.27 feet northwardly from Northumberland street, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 241.

No. 109

AN ORDINANCE—Locating Bellerock street in the Fourteenth Ward of the City of Pittsburgh, from a point 589.02 feet southwardly from the southerly line of Wilkins avenue to Woodmont street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Bellerock street from a point 589.02 feet southwardly from the southerly line of Wilkins avenue to Woodmont street, be and the same is hereby located along the following described lines, to-wit:

The center line shall begin at a point in the center line of Bellerock street as located by Ordinance No. 58, approved June 4th, 1897, said point being at a distance of 589.02 feet southwardly from the southerly line of Wilkins avenue; thence deflecting to the right and extending southwardly by the arc of a circle having a radius of 500 feet and a central angle of 15° 25' for a distance of 134.54 feet to a point of reverse curve; thence deflecting to the left and extending southwardly by the arc of a circle having a radius of 500 feet and a central angle of 15° 25' for a distance of 134.54 feet to a point of tangent; thence extending southwardly by the tangent parallel to and 25 feet westwardly from the easterly line of the Murdock Farms Plan, recorded in Plan Book Volume 27, Page 68-71, in Allegheny County Recorders Office, for a distance of 109.7 feet to the northerly line of Woodmont street, said point being 282 feet eastwardly from the easterly line of Murdock street as widened by Ordinance No. 449, approved October 24th, 1916.

Said Bellerock street between the above described terminal points shall be located to a width of 50 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed March 28, 1921.

Approved April 4, 1921.

Ordinance Book 32, Page 242.

No. 110

AN ORDINANCE—Amending a portion of Section 15, Department of Law, item, "Stenographers," of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a portion of Section 15, Department of Law, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and which reads as follows:

"Two stenographers \$1482.00 each per annum."

shall be and the same is hereby amended to read as follows:—

"Three Law Stenographers, \$2000.00 each per annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Approved April 7, 1921.

Ordinance Book 32, Page 242.

No. 111

AN ORDINANCE—Providing for the appointment of two additional Laborers in the Department of Public Safety for service in the Motorcycle Division of the Bureau of Police, and fixing the salaries therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Director of the Department of Public Safety shall be and he is hereby authorized, empowered and directed

to appoint and employ two additional Laborers in the Department of Public Safety, who shall be assigned for duty in the Motorcycle Division of the Bureau of Police, the salaries therefor to be \$4.00 per day each and payable for the year 1921 from Code Account No. 1445, A-3, Wages, Regular Employees, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Approved April 7, 1921.

Ordinance Book 32, Page 243.

No. 112

AN ORDINANCE—Amending Section No. 89, Bureau of Light, Department of Public Works of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2nd, 1920, and an amendment thereto, which became a law January 3rd, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 89, Bureau of Light, Department of Public Works, of an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and an amendment thereto, which became a law January 3rd, 1921, shall be and the same are hereby amended by adding:

"Inspector, \$1800.00 per annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Approved April 7, 1921.

Ordinance Book 32, Page 243.

No. 113

AN ORDINANCE—Providing for the appointment of one Lieutenant of Detectives in the Bureau of Police,

Department of Public Safety, and fixing the salary therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Director of the Department of Public Safety shall be and he is hereby authorized, empowered and directed to appoint and employ one Lieutenant of Detectives in the Bureau of Police, Department of Public Safety, the salary therefor to be the sum of \$2700.00 per annum, payable semi-monthly, and to be paid from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, for the year 1921.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Approved April 7, 1921.

Ordinance Book 32, Page 244.

No. 114

AN ORDINANCE—Widening Mohler street, in the 13th Ward, from Thorne street to Claire street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Mohler street, from Thorne street to Claire street be and the same is hereby widened to a variable width by taking for public use for highway purposes all of the following described property, to-wit:

Beginning at the intersection of the westerly line of Mohler street with the southerly line of Thorne street as laid out in A. W. Mellon's Plan of the sub-division of lots Numbers 69 and 70 of the Bank of Commerce Addition Extended Plan recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 12, page 120; thence extending south 42° 58' east along the westerly line of said Mohler street for the distance of 56.56 feet to a point; thence continuing along said westerly line of Mohler street south 16° 58' east for the distance of 78.53 feet to the northerly line of Claire street as laid out in E. A. Hastings Amended

Plan of the Sub-division of lot number 68 in the Bank of Commerce Addition Extended Plan recorded in the Recorder's Office of Allegheny County in Plan Book Vol. 18 Page 14; thence extending south 71° 35' west along said northerly line of Claire street for the distance of 5.29 feet to a point; thence extending north 26° 32' 20" west for the distance of 131.32 feet to the southerly line of Thorne street; thence extending north 71° 35' east along said southerly line of Thorne street for a distance of 2.33 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Mohler street, in the 13th Ward, from Thorne street to Claire street to be widened, in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Approved April 7, 1921.

Ordinance Book 32, Page 245.

No. 115

AN ORDINANCE—Repealing that portion of Ordinance No. 118, entitled, "An Ordinance approving, confirming and locating certain Streets and Alleys and Avenues in the City of Pittsburgh as laid out in a certain plan known as parts of 21st and 22nd Wards Plan of Streets, approved by Council November 11th, 1872, etc." which was approved by the Mayor June 29th, 1894 and recorded in Ordinance Book volume 9, page 618 which locates Dunfermline (now South Dunfermline) street from the northerly line of Reynolds street to a point 257.66 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

That portion of Ordinance No. 118, entitled "An Ordinance approving, confirming and locating certain Streets and Alleys and Avenues in the City of Pittsburgh as laid out in a certain Plan known as parts of 21st and 22nd Wards Plan of Streets, approved by Council November 11th, 1872, etc." which was approved by the Mayor June 29th, 1894 and recorded in Ordinance Book Volume 9, Page 618, which locates Dunfermline (now South Dunfermline) street from the northerly line of Reynolds street as opened by Ordinance No. 370, approved April 3rd, 1890 and recorded in Ordinance Book Volume 7, Page 380, to a point 257.66 feet southwardly therefrom, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Approved April 7, 1921.

Ordinance Book 32, Page 245.

No. 116

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Janero way from Portland street to Mellon street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Janero way between Portland street and Mellon street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Janero way from Portland street to Mellon street be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the

same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Three thousand (\$3,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Approved April 7, 1921.

Ordinance Book 32, Page 246.

No. 117

AN ORDINANCE—Providing for the appointment of one (1) additional Clerk in the Division of Accounts and Permits, General Office, Department of Public Safety, and fixing the salary therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Director of the Department of Public Safety shall be and he is hereby authorized, empowered and directed to appoint one (1) additional Clerk in the Division of Accounts and Permits, General Office, Department of Public Safety, at a salary of \$1,692.00 per annum, payable semi-monthly, which salary shall be paid from Code Account No. 1426, Item A-1, Salaries Regular Employees, General Office, Department of Public Safety, during the fiscal year 1921.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 247.

No. 118

AN ORDINANCE—Amending Line 5, Section 30, Department of Public Health, General Office, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That line 5, Section 30, Department of Public Health, General Office, of an ordinance, entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, which reads as follows:

"Chauffeur\$1452.00 per annum" shall be and the same is hereby amended to read:

"Chauffeur\$1692.00 per annum".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 248.

No. 119

AN ORDINANCE—Amending Line 6, Section 8, Mayor's Office, Municipal Garage and Repair Shop, of an ordinance entitled, "An Ordinance fixing the number of officers and employes of all departments of the City of Pittsburgh and the rate of compensation thereof" which became a law January 2, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That line 6, Section 8, Mayor's Office, Municipal Garage & Repair Shop, of an ordinance entitled, "An Ordinance fixing the number of offices and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof" which became a law January 2, 1920, which reads as follows:

Dispatcher, \$1692.00 per annum shall be and the same is hereby amended to read:

Chauffeur-Mechanic \$1692.00 per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 248.

No. 120

AN ORDINANCE — Amending item "Chief Draftsman," in Section 1. Division of City Architect, of an ordinance entitled, "An Ordinance amending Section 9, of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law January 2, 1920," approved by the Mayor April 4th, 1921.

Whereas, through an error in the ordinance amending salaries in the Division of City Architect, approved April 4th, 1921, the Architectural Draftsman at \$2970.00, was quoted as "Chief Draftsman at \$2346.00; Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* item "Chief Draftsman" in Section 1 of an ordinance entitled, "An Ordinance amending Section 9 of an ordinance entitled, 'An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof,' which became a law January 2, 1920," approved April 4th, 1921, which read as follows:

"Chief Draftsman \$2346.00 per annum."

shall be and the same is hereby amended to read

"Architectural Draftsman \$2970.00 per annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 249.

No. 121

AN ORDINANCE — Authorizing the purchase from William H. Perrine, George W. Ziegler, S. L. Fuller, Gaetano Conti, Herman S. Davis, H. H. Wood and S. H. Charleton of a water pipe line as laid by them on Andover Terrace in the Fifth Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works be and are hereby authorized, empowered and directed to purchase for the use and benefit of the City of Pittsburgh, from William H. Perrine, George W. Ziegler, S. L. Fuller, Gaetano Conti, Herman S. Davis, H. H. Wood and S. H. Charleton, for the consideration hereinafter named, all the water pipe line, together with all fire hydrants, valves, fittings and appurtenances thereof, as furnished and laid by the said William H. Perrine, George W. Ziegler, S. L. Fuller, Gaetano Conti, Herman S. Davis, H. H. Wood and S. H. Charleton, along Andover Terrace from Dithridge street 725.8 feet south, being a total of 725.8 feet of six inch pipe, said pipe line having been laid under the form of contracts and specifications approved by the City of Pittsburgh, and under the direction and supervision of the Director of the Department of Public Works of said City.

Section 2. The consideration for said water pipe line and appurtenances being One thousand one hundred thirty-three dollars and thirteen cents distributed as follows:—William H. Perrine, one hundred dollars (\$100.00); George W. Ziegler, one hundred dollars (\$100.00); S. L. Fuller one hundred dollars (\$100.00); Gaetano Conti, one hundred dollars (\$100.00); Herman S. Davis, three hundred thirty-three dollars and thirteen cents, (\$333.13); H. H. Wood, one hundred dollars (\$100.00); and S. H. Charleton, three hundred dollars (\$300.00), as per certified account on file in the Department of Public Works, which said consideration is hereby made payable out of Appropriation No. 203, Water Bonds, Series 1919.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 249.

No. 122

AN ORDINANCE — Authorizing and regulating the use of the North Wharf of the Monongahela River from Ross street to the Point, and the South Wharf of the Allegheny river from the Point to Eleventh street, subject to the present ownership thereof and the proper safeguarding of the shipping interests, for automobile parking purposes under the jurisdiction of the Department of Public Safety, the charging of fees therefor, making the necessary appropriation for the expense thereof, and providing penalties for the violation of the provisions thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the North Wharf of the Monongahela River from Ross street to the Point and the South wharf of the Allegheny River from the Point to Eleventh Street may be used hereafter for automobile parking purposes under the jurisdiction of the Department of Public Safety.

Section 2. The said Department of Public Safety is hereby given full power and authority to make regulations for the storing or parking of automobiles in the territory described in Section 1 hereof, and to charge for each automobile for such purpose the fee or price of ten (10c) cents and to issue checks or other evidence of payment thereof. Said fees shall be paid each following day to the City Treasurer with an account therefor.

Section 3. A sufficient number of telephones shall be installed for the convenience of those using the Wharves for the above purposes. Additional conveniences in the way of package or parcel rooms shall be installed and any fees received for the checking of packages or parcels shall likewise be payable as aforesaid. The amount thereof to be five (5c) cents per package or parcel.

Section 4. The Department of Public Works shall co-operate with the Department of Public Safety in furnishing material necessary in the way of a fence and in keeping the wharves clean and free from debris.

Section 5. That the sum of Twenty-five thousand (\$25,000.00) dollars, or so much thereof as may be necessary shall be and the same is hereby set apart and appropriated from Code Account No. 42, Contingent Fund, for the payment of the expenses incurred by carrying out the provisions of this ordinance, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of said expenses.

Section 6. That the Department of Public Safety in carrying out the provisions of this ordinance shall not interfere with the lessees in said wharves' use and shall safeguard the proper use thereof by the shipping interests.

Section 7. Any person failing to pay the fee charged herein for the service named or interfering with the use the wharves as herein set forth, or otherwise violating the provisions of this ordinance, shall upon conviction thereof before any police magistrate or alderman of the City of Pittsburgh, pay a fine not to exceed Twenty-five dollars (\$25.00), and in default of the payment thereof shall be sentenced to the Allegheny County Jail, not to exceed a period of thirty (30) days.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approve April 26, 1921.

Ordinance Book '32, Page 250.

No. 123

AN ORDINANCE—Providing for the letting of a contract or contracts for the purchase of water meters, water meter fittings and water meter parts.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies of the City of

Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of one thousand (1,000) water meters, more or less, together with the incidental water meter fittings and water meter parts for a sum not exceeding eleven thousand dollars (\$11,000.00), in accordance with the Act of Assembly entitled, "An Act for the government of cities of the second class", approved the 7th day of March, A. D., 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Eleven thousand dollars (\$11,000.00), or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment or payments required for the performance of the above contract, and that the said amount or amounts be paid out of Appropriation No. 203, Water Bonds, Series 1919.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 252.

No. 124

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or bidders a contract or contracts for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System at the Pittsburgh City Home and Hospitals, Mayview, Pa., and setting aside the sum of Eighty thousand (\$80,000.00) dollars for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Charities of the City of Pittsburgh shall be and are hereby authorized and directed to advertise for proposals and to award a contract

or contracts to the lowest responsible bidder or bidders for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System at the City Home, Mayview Station, Pa., for a sum not to exceed Eighty thousand (\$80,000.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March A. D., 1901, and the several supplements and amendments thereto and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Eighty thousand (\$80,000.00) dollars, or so much of same as may be necessary shall be and is hereby set apart and appropriated for the payment or payments required for the cost of the above mentioned work and that the said amount or amounts be paid out of Mayview City Home and Hospital Improvement Bonds No. 217, year 1920.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 252.

No. 125

Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the alterations to the heating and ventilating systems in the Penn Avenue and Butler Street Public Comfort Station.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the alterations to the heating and ventilating systems in the Penn avenue and Butler street Public Comfort Station, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the plans and specifications and the laws and ordinances governing the

said City, for a sum not to exceed One thousand (\$1,000.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of Cities of the Second Class," approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of council in such cases made and provided.

Section 2. That the sum of One thousand (\$1,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set aside for the payment or payments for the above appointed work, the same to be paid from Code Account No. 42, Contingent Fund.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 253.

No. 126

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues and authorizing the setting aside of the aggregate sum of Two hundred fifty-seven thousand (\$257,000.00) dollars from the proceeds of "Street Improvement Bonds, Series A, 1919", Bond Appropriation No. 194-B, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the repaving of the following streets and avenues and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City:

Streets and Avenues to be Repaved	Estimated Cost
East Carson street from So. 10th street to So. 17th street	\$ 15,000.00

So. Highland avenue from Fifth avenue to Center avenue	40,000.00
Ward street from Semple street to Frazier street....	26,000.00
Frazier street from Ward street to Dawson street	8,000.00
So. 18th street from East Carson street to Josephine street	27,000.00
Chislett street from Stanton avenue to Witherspoon street	85,000.00
Butler street from end of present pavement to 62nd Street Bridge	15,000.00
Ninth street from Penn ave- nue to Duquesne way	6,000.00
Sandusky street from Plush way to North avenue.....	35,000.00
Total.....	\$257,000.00

Section 2. That for the payment of the costs thereof, the respective sums set forth in Section 1 of this ordinance, amounting in the aggregate to Two hundred fifty-seven thousand (\$257,000.00) dollars, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated from the proceeds received from the sale of "Street improvement Bonds, Series A, 1919." Bond Appropriation No. 194, B, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 254.

No. 127

AN ORDINANCE — Establishing the opening grades on Buente street, Dumas street, Aldine way, Bushnell way and Furber way as laid out and proposed to be dedicated as legally opened highways by the heirs of Nicholas Voegtley, deceased, in a plan of lots of their property in the 24th

and 26th Wards of the City of Pittsburgh, named Revised Plan of Lots laid out for Nicholas Voegtley Heirs. upon the approval of a certain plan of lots named "Revised Plan of Lots laid out for Nicholas Voegtley Heirs" proposed to be laid out by the Heirs of Nicholas Voegtley, deceased, of their property in the 24th and 26th Wards of the said City, the grades to which Buente street, Damas street, Aldine way, Bushnell way and Furber way as shown thereon shall be accepted as public highways of the said City, shall be as hereinafter set forth.

BUENTE STREET.

The grade of the south curb line and the south building line of Buente street, from Rockledge street to Varley street shall begin at the west curb line of Rockledge street at an elevation of 330.68 feet; thence rising at a rate of 6.4 feet per 100.0 feet for a distance of 240.09 feet to a point of curve to an elevation of 346.05 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 346.32 feet; thence falling at a rate of 5.83 feet per 100.0 feet for a distance of 199.53 feet to a point of curve to an elevation of 334.62 feet; thence by a convex parabolic curve for a distance of 80.0 feet to the east curb line of Varley street to an elevation of 327.47 feet.

DAMAS STREET.

The grade of the northerly curb line of Damas street, from Homer street to Varley street shall begin at a point on the westerly curb line of Homer street extended at an elevation of 294.43 feet; thence rising at a rate of 14.59 feet per 100 feet for a distance of 221.90 feet to the east curb line of Varley street to an elevation of 326.81 feet.

ALDINE WAY.

The grade of the north building line of Aldine way from Furber way to a point 128.09 feet west therefrom shall begin at the west building line of Furber way at an elevation of 327.33 feet; thence rising at a rate of 1.72 feet per 100.0 feet for a distance of 128.09 feet to a point of an elevation of 329.53 feet.

BUSHNELL WAY.

The grade of the south building line of Bushnell way, from Furber way to the west boundary line of said Plan shall begin at the west building line of Furber way at an elevation

of 353.04 feet; thence rising at a rate of 7.25 feet per 100.0 feet for a distance of 146.31 feet to a point of curve to an elevation of 363.65 feet; thence by a convex parabolic curve for a distance of 103.0 feet to the west boundary line of said plan to an elevation of 364.40 feet.

FURBER WAY.

The grade of the west building line of Furber way, from Damas street to Rescue street shall begin at the north curb line of Damas street at an elevation of 313.90 feet; thence rising at a rate of 10.41 feet per 100.0 feet for a distance of 119.40 feet to the south building line of Aldine way to an elevation of 326.33 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 20.0 feet to the north building line of Aldine way to an elevation of 327.33 feet; thence rising at a rate of 10.41 feet per 100.0 feet for a distance of 109.01 feet to the south curb line of Buente street to an elevation of 338.68 feet; thence level for a distance of 22.0 feet to the north curb line of Buente street; thence by a concave parabolic curve for a distance of 26.0 feet to a point of tangent to an elevation of 340.0 feet; thence rising at the rate of 10.0 feet per 100 feet for a distance of 130.40 feet to the south building line of Bushnell way to an elevation of 353.04 feet; thence rising at a rate of 5.0 feet per 100.0 feet for a distance of 20.0 feet to the north building line of Bushnell way to an elevation of 354.04 feet; thence rising at a rate of 10.04 feet per 100 feet for a distance of 156.23 feet to the south curb line of Rescue street to an elevation of 369.73 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 255.

No. 128

AN ORDINANCE — Establishing the opening grades on Woodbine street, Arcade way and Coleridge street as laid out and proposed to be dedicated as legally opened highways by Marko Bubanovich, et al.,

in a plan of lots of their property in the Tenth Ward of the City of Pittsburgh named "Trio Plan of Lots."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That upon the approval of a certain Plan of Lots named "Trio Plan of Lots" proposed to be laid out by Marko Bubanovich, et al., of their property in the Tenth Ward of the said City, the grade to which Woodbine street, Arcade way and Coleridge street as shown thereon, shall be accepted as public highways of the said City; shall be as hereinafter set forth:

WOODBINE STREET.

The grade of the easterly curb line of Woodbine street, from Stanton avenue to the southerly line of the "Trio Plan of Lots" shall begin at the southerly curb line of Stanton avenue at an elevation of 370.20 feet; thence rising at the rate of 1.00% for a distance of 381.01 feet to a point on the southerly line of the "Trio Plan of Lots" to an elevation of 374.01 feet.

ARCADE WAY.

The grade of the northerly curb line of Arcade way, from Woodbine street to the easterly line of the "Trio Plan of Lots" shall begin at the easterly curb line of Woodbine street at an elevation of 371.50 feet; thence by a concave parabolic curve for a distance of 22.30 feet to a point of tangent to an elevation of 372.84 feet; thence rising at the rate of 10.016% for a distance of 265.2 feet to a point on the easterly line of the "Trio Plan of Lots" to a elevation of 399.40 feet.

COLERIDGE STREET.

The grade of the northerly curb line of Coleridge street, from Woodbine street to the easterly line of the "Trio Plan of Lots" shall begin at the easterly curb line of Woodbine street at an elevation of 372.92 feet; thence by a concave parabolic curve for a distance of 22.30 feet to a point of tangent to an elevation of 374.59 feet; thence rising at the rate of 13.00% for a distance of 186.85 feet to a point of curve to an elevation of 398.88 feet; thence by a concave parabolic curve for a distance of 40.00 feet to a point of tangent to an elevation of 404.88 feet; thence rising at the rate of 17.00% for a distance of

34.79 feet to a point on the easterly line of the "Trio Plan of Lots" to an elevation of 410.79 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 257.

No. 129

AN ORDINANCE — Establishing the grade on Bascom street, from Perrysville avenue to the City Line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the northerly curb line of Bascom street, from Perrysville avenue to the City Line, shall be and the same is hereby established as follows; to-wit:

Beginning on the westerly curb line of Perrysville avenue at an elevation of 537.03 feet; thence falling at the rate of 7.35% for a distance of 311.33 feet to a point of curve to an elevation of 514.15 feet; thence by a concave parabolic curve for a distance of 80 feet to a point of tangent to an elevation of 510.05 feet; thence falling at the rate of 2.90% for a distance of 479.69 feet to an elevation of 496.14 feet; thence falling at the rate of 1% for a distance of 150 feet to a point of curve to an elevation of 494.64 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 490.44 feet; thence falling at the rate of 7.4% for a distance of 204.24 feet to the City Line to an elevation of 475.33 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 258.

No. 130

AN ORDINANCE — Re-establishing the grade on Gerber avenue from Brighton road to Shadeland avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the westerly curb line of Gerber avenue, from Brighton road to Shadeland avenue, shall be and the same is hereby re-established as follows, to-wit:

Beginning on the southerly curb line of Brighton road at an elevation of 226.00 feet; thence rising at the rate of 1.20% for a distance of 258.16 feet to a point of curve to an elevation of 229.10 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 228.36 feet; thence falling at the rate of 2.70% for a distance of 287.73 feet to an elevation of 220.60 feet; thence rising at the rate of 2.78% for a distance of 171.53 feet to the easterly curb line of Shadeland avenue to an elevation of 225.37 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 258.

No. 131

AN ORDINANCE — Establishing the grade of Snow way, from the southerly line of the Stanton Place Plan of Lots to the northerly line of H. E. DuBarry's Plan of Lots.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the easterly line of Snow way, from the southerly line of the Stanton Place Plan of Lots to the northerly line of H. E. DuBarry's Plan of Lots, be and the same is hereby established as follows, to-wit:

Beginning at the intersection of the southerly line of the Stanton Place Plan of Lots and the easterly line of Snow way, at an elevation of 248.70 feet; thence falling at a rate of 0.75 feet per 100 feet for a distance of 350.27 feet to the southerly curb line of Wellesley avenue to an elevation of 246.07 feet; thence to the northerly

curb line of Wellesley avenue to an elevation of 246.73 feet; thence rising at a rate of 1 foot per 100 feet for a distance of 25.10 feet to a point of curve to an elevation of 246.98 feet; thence by a convex parabolic curve for a distance of 30 feet to a point of tangent to an elevation of 245.86 feet; thence falling at a rate of 8.5 feet per 100 feet for a distance of 164.53 feet to a point of curve to an elevation of 231.87 feet; thence falling by a concave parabolic curve for a distance of 30 feet to a point of tangent to an elevation of 230.44 feet; thence falling at a rate of 1 foot per 100 feet for a distance of 127.41 feet to the southerly line of Hapton street to an elevation of 229.17 feet; thence level for a distance of 30 feet to the northerly line of Hampton street; thence falling at a rate of 0.79 feet per 100 feet for a distance of 578.49 feet to the northerly line of H. E. DuBarry's Plan of Lots to an elevation of 224.60 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 259.

No. 132

AN ORDINANCE — Fixing the width and position of the roadway and sidewalks, providing for sloping and parking, and establishing the grade of McCabe street, from Stanton avenue to a Property Line 393.03 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the roadway and sidewalks, and sloping and parking and establishing the grade of the westerly curb line of McCabe street, from Stanton avenue to a property line of 393.03 feet southwardly therefrom, be and the same is hereby fixed and established as follows, to-wit:

The roadway shall have a uniform width of 22.00 feet and shall occupy the central portion of the street; each side being parallel to and distant 14.00 feet from its respective building line.

Each sidewalk shall have a uniform width of 7.00 feet along the lines of the roadway as above described.

The remainder of the street lying without the lines of the sidewalks as above described shall be used for slopes, parking, etc.

Section 2. The grade of the westerly curb line shall begin at the southerly curb line of Stanton avenue at an elevation of 387.94 feet; thence by a concave parabolic curve for a distance of 29.82 feet to a point of tangent to an elevation of 390.77 feet; thence rising at the rate of 17% for a distance of 204.28 feet to a point of curve to an elevation of 425.50 feet; thence by a convex parabolic curve for a distance of 20.00 feet to a point of tangent to an elevation of 427.90 feet; thence rising at the rate of 7% for a distance of 138.93 feet to a point on the property line to an elevation of 437.63 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 260.

No. 133

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Lookout street, Croft street and private properties of Henrietta R. Strayer and the City of Pittsburgh, from a point about 80 feet east of Eggers street to the existing sewer on East Ohio street at a point about 70 feet south of the City Line, with a branch sewer on Lautner street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on Lookout street, Croft street and private properties of Henrietta R. Strayer and the City of Pittsburgh, from a point about 80 feet east of Eggers street to the existing sewer on East Ohio street at a point about 70 feet

south of the City Line, with a branch sewer on Lautner street.

Commencing on Lookout street at a point about 80 feet east of Eggers street, thence westwardly along Lookout street to a point about 50 feet west of Lautner street, thence northwardly across Lookout street to Croft street, thence continuing northwardly across Croft street to a point on Croft street about 70 feet west of Lautner street, thence eastwardly, northeastwardly and northwardly respectively along Croft street to a point about 170 feet south of the City Line, thence eastwardly across Croft street to the private property of Henrietta R. Strayer, thence continuing eastwardly on, over, across and through the private property of Henrietta R. Strayer to the private property of the City of Pittsburgh, thence continuing eastwardly on, over, across and through the private property of the City of Pittsburgh to East Ohio street, thence continuing eastwardly across East Ohio street to the existing sewer on East Ohio street at a point about 70 feet south of the City Line.

With a branch sewer on Lautner street.

Commencing on Lautner street at Freinstein way, thence southwestwardly along Lautner street to the sewer on Croft street. Said sewer and branch sewer to be terra cotta pipe and fifteen inches (15") in diameter.

Said sewer and branch sewer to be constructed in accordance with the plan, Accession Number D-3112, on file in the Bureau of Engineering, Department of Public Works.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Six thousand and six hundred dollars (\$6,600.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 261.

No. 134

AN ORDINANCE — Authorizing and directing the Grading and Paving of Alhambra way from North Millvale avenue to North Mathilda street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Alhambra way between North Millvale avenue and North Mathilda street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading and Paving of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Alhambra way from North Millvale avenue to North Mathilda street, be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same for proposals for the grading and paving of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract

prices, if let in separate contracts, not to exceed the total sum of Four thousand (\$4,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 26, 1921.

Ordinance Book 32, Page 262.

No. 135

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Health to enter into contracts with the American Reduction Company and W. & H. Walker, Inc., Allegheny Garbage Company Department, for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for the year commencing January 1, 1921 and ending December 31, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Health are hereby authorized to enter into a contract with the American Reduction Company for the collection, removal and disposal of rubbish and garbage within Wards Nos. 1 to 20 inclusive, and that the W. & H. Walker, Inc., Allegheny Garbage Company Department, for Wards Nos. 21 to 27 inclusive, for the year commencing January 1, 1921 and ending December 31, 1921, at the following rates, to-wit:

Garbage at the rate of \$8.22 per ton of 2000 pounds and rubbish at the rate of \$9.30 per ton of 2000 pounds; provided, however, that the foregoing rates are the maximum to be received by the contractors for said work, and

that they agree that the said rate shall be reduced to a rate equal to the reasonable cost of doing the work according to the specifications, plus \$1.50 per ton net profit, out of which profit the contractors shall pay any revenue tax due from it to the United States Government.

The Controller of the City of Pittsburgh shall have the right to examine at all reasonable times the books and records of the contractors, for the purpose of ascertaining the exact sums of money due them, and shall certify the results of such examinations to the Director of the Department of Public Health.

The contractors shall be paid monthly upon certificates issued by the Director of the Department of Public Health, after the contractors have filed proper vouchers according to law, which vouchers have been certified by the Controller as correct.

The cost of doing said work shall be charged to Department of Public Health, Appropriation No. 1261.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 4, 1921.

Pittsburgh, April 26th, 1921.

I do hereby certify that the foregoing ordinance, which has been disapproved by the Mayor, and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 26th day of April, A. D. 1921.

E. J. MARTIN,

Clerk of Council.

Ordinance Book 32, Page 263.

No. 136

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the rental of two auto trucks for hauling women and children, Schenley Park; one truck for Highland Park, and one truck for Riverview Park, from May 30th to September 15th, 1921, inclusive, and authorizing the setting aside of Eighty-seven

hundred twenty (\$8,720.00) dollars from Code Account No. 1777, "Miscellaneous Services", Bureau of Parks, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the rental of auto trucks for the following parks and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing said City:

Rental of two auto trucks,	
Schenley Park,	\$4,360.00
Rental of one auto truck,	
Highland Park	2,180.00
Rental of one auto truck,	
Riverview Park,	2,180.00
Total.....	\$8,720.00

Section 2. That for the payment of the cost thereof the respective sums set forth in Section 1 of this ordinance, amounting in the aggregate to Eighty-seven hundred twenty (\$8,720.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1777, "Miscellaneous Services", Bureau of Parks; and the Mayor and the City Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on the said code account for the payment of the cost of said auto truck rental.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 18, 1921.

Approved April 28, 1921.

Ordinance Book 32, Page 264.

No. 137

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to

award a contract or contracts for the reconstruction of the Center Avenue Bridge over Pennsylvania Railroad at Shadyside Station, and authorizing the setting aside of \$100,000.00 from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, for the payment of costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction of the Center Avenue Bridge over Pennsylvania Railroad at Shadyside Station, for a sum not to exceed \$100,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That, for the payment of the costs thereof, the sum of One hundred thousand (\$100,000.00) dollar, or so much thereof as may be necessary shall be and is hereby set apart and appropriated from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 265.

No. 138

AN ORDINANCE—Authorizing the construction of a Public Comfort Station on land belonging to the City of Pittsburgh in the rear of No. 4 Police Station near the corner of Forbes and Boquet streets, and authorizing the Mayor and the Director of

the Department of Public Works to advertise for and award a contract for the construction thereof, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Comfort Station is hereby authorized and directed to be constructed on land belonging to the City of Pittsburgh in the rear of No. 4 Police Station near the corner of Forbes and Boquet streets.

Section 2. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of said Public Comfort Station in the rear of No. 4 Police Station near the corner of Forbes and Boquet streets, at a cost not to exceed \$25,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 3. That for the payment of the cost thereof, the sum of \$25,000.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Public Comfort Bonds, Bond Fund Appropriation No. 202, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 266.

No. 139

AN ORDINANCE—Providing for the letting of a contract for furnishing one (1) Automobile for the use of the Chief of the Bureau of Fire.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for furnishing one (1) Automobile for the use of the Chief of the Bureau of Fire in accordance with the provisions of An Act of Assembly entitled "An Act for the government of cities of the second class, approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, the cost thereof not to exceed the sum of Three thousand (\$3,000.00) dollars, and to include in addition thereto the exchange of one (1) old car, and to be charged to Code Account No. 1468, Item F, Equipment & Machinery, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 267.

No. 140

AN ORDINANCE — Establishing the grade on Boundary street, from Saline street to Four Mile Run Road.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line of Boundary street, from Saline street to Four Mile Run Road be and the same is hereby established as follows, to-wit:—

Beginning on the northerly curb line of Saline street, at an elevation of 45.39 feet; thence falling at a rate of 2.5 feet per 100.0 feet for a distance of 214.38 feet to the southerly curb line of Four Mile Run Road, to an elevation of 40.03 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 267.

No. 141

AN ORDINANCE—Re-establishing the grade of First avenue, from Liberty avenue to Market street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the southerly curb line of First avenue, from Liberty avenue to Market street shall be and the same is hereby re-established as follows, to-wit:—

Beginning on the easterly curb line of Liberty avenue at an elevation of 31.10 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 31.69 feet; thence rising at the rate of 0.97% for a distance of 469.97 feet to a point of curve to an elevation of 36.25 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 36.76 feet; thence rising at the rate of 1.57% for a distance of 326.97 feet to a point of curve to an elevation of 41.90 feet; thence by a convex parabolic curve for a distance of 20.0 feet to the westerly curb line of Ferry street to an elevation of 41.97 feet; thence level for a distance of 50.0 feet to the easterly curb line of Ferry street; thence rising at the rate of 2.07% for a distance of 189.53 feet to the westerly line of Chancery lane to an elevation of 45.89 feet; thence rising at the rate of 1.46% for a distance of 90.0 feet to a point of curve to an elevation of 47.21 feet; thence by a convex parabolic curve for a distance of 400.0 feet to a point of tangent to an elevation of 47.20 feet; thence falling at the rate of 1.50% for a distance of 67.0 feet to the westerly curb line of Market street to an elevation of 46.20 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 268.

No. 142

AN ORDINANCE—Re-establishing the grade of Fourth avenue, from Liberty avenue to Market street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly curb line of Fourth avenue from Liberty avenue to Market street, shall be and the same is hereby re-established as follows, to-wit:*

Beginning at the easterly curb line of Liberty avenue at an elevation of 30.77 feet; thence rising at the rate of 1.40% for a distance of 170.12 feet to a point of curve to an elevation of 33.15 feet; thence by a concave parabolic curve for a distance of 20.00 feet to a point of tangent to an elevation of 33.59 feet; thence rising at the rate of 2.93% for a distance of 107.61 feet to the westerly curb line of Ferry street to an elevation of 36.74 feet; thence level for a distance of 50.00 feet to the easterly curb line of Ferry street; thence by a concave parabolic curve for a distance of 20.00 feet to a point of tangent to an elevation of 37.19 feet; thence rising at the rate of 3.54% for a distance of 107.39 feet to a point of curve to an elevation of 41.00 feet; thence by a convex parabolic curve for a distance of 20.00 feet to a point of tangent to an elevation of 41.56 feet; thence rising at the rate of 2.06% for a distance of 238.68 feet to the westerly curb line of Market street to an elevation of 46.48 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 268.

No. 143

AN ORDINANCE — Establishing the grade of Lowe street, from Wabash street to Woodville avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly curb line of Lowe street, from Wabash street to Woodville avenue, shall be and the same is hereby established as follows, to-wit:*

Beginning on the southerly curb line of Wabash street at an elevation of

59.00 feet; thence falling at the rate of 0.327% for a distance of 116.25 feet to the northerly curb line of McKnight street to an elevation of 58.62 feet; thence level for a distance of 22.00 feet to the southerly curb line of McKnight street; thence falling at the rate of 0.327% for a distance of 137.66 feet to the northerly curb line of Woodville avenue to an elevation of 58.17 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 269.

No. 144

AN ORDINANCE—Extending and open-grade of Mohler street, from the first angle south of Claire street to Willing street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the east curb line of Mohler street, from the first angle south of Claire street to Willing street, be and the same is hereby re-established as follows, to-wit:*

Beginning at the first angle south of Claire street at an elevation of 373.92 feet; thence rising at the rate of 6.5 feet per 100 feet for the distance of 94.61 feet to a point of curve to an elevation of 380.07 feet; thence by a convex parabolic curve for the distance of 61.48 feet to a P. T., to an elevation of 381.23 feet; said point being opposite the north curb line of Mohler street and the west curb line of Willing street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 270.

No. 145

AN ORDINANCE—Re-establishing the grade of Smithfield street, from Water street to Diamond street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line and the easterly curb line of Smithfield street, from Water street to Diamond street shall be and the same is hereby re-established as follows, to-wit:—*

The grade of the westerly curb line shall begin at the northerly curb line of Water street at an elevation of 47.0 feet; thence rising at the rate of 1.17% for a distance of 384.08 feet to the southerly curb line of Second avenue to an elevation of 51.50 feet; thence level for a distance of 56.01 feet to the northerly curb line of Second avenue; thence rising at the rate of 0.60% for a distance of 36.95 feet to a point of curve to an elevation of 51.72 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 51.64 feet; thence falling at the rate of 1.0% for a distance of 64.40 feet to the southerly curb line of Third avenue to an elevation of 51.0 feet; thence level for a distance of 22.0 feet to the northerly curb line of Third avenue; thence by a convex parabolic curve for a distance of 126.60 feet to a point of tangent to an elevation of 50.76 feet; thence falling at the rate of 1.37% for a distance of 62.74 feet to the southerly curb line of Fourth avenue to an elevation of 49.90 feet; thence level for a distance of 22.0 feet to the northerly curb line of Fourth avenue; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 49.90 feet; thence falling at the rate of 0.50% for a distance of 180.97 feet to the southerly curb line of Diamond street to an elevation of 49.0 feet.

The grade of the easterly curb line shall begin at the northerly curb line of Water street at an elevation of 47.0 feet; thence rising at the rate of 1.17% for a distance of 384.08 feet to the southerly curb line of Second avenue to an elevation of 51.50 feet; thence level for a distance of 56.01 feet to the northerly curb line of Second avenue; thence rising at the rate of 0.311% for a distance of 141.35 feet to the southerly curb line of Third avenue to an elevation of 51.94 feet; thence level for a distance of 22.0 feet to the northerly curb line of Third avenue; thence falling at the rate of 0.50% for a distance of 189.38

feet to the southerly curb line of Fourth avenue to an elevation of 50.99 feet; thence level for a distance of 22.0 feet to the northerly curb line of Fourth avenue; thence falling at the rate of 0.50% for a distance of 241.46 feet to the southerly curb line of Diamond street to an elevation of 49.78 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 270.

No. 146

AN ORDINANCE—Re-establishing the grade of Third avenue, from Liberty avenue to Market street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly curb line of Third avenue, from Liberty avenue to Market street shall be and the same is hereby re-established as follows, to-wit:*

Beginning at the easterly curb line of Liberty avenue at an elevation of 33.09 feet; thence rising at the rate of 0.47% for a distance of 74.26 feet to a point of curve to an elevation of 33.44 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 33.47 feet; thence falling at the rate of 0.40% for a distance of 85.0 feet to the westerly curb line of Block House way to an elevation of 33.13 feet; thence rising at the rate of 0.52% for a distance of 44.50 feet to a point to an elevation of 33.36 feet; thence rising at the rate of 1.74% for a distance of 106.85 feet to a point of curve to an elevation of 35.22 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 35.73 feet; thence rising at the rate of 3.50% for a distance of 95.0 feet to the westerly curb line of Ferry street to an elevation of 39.07 feet; thence level for a distance of 50.01 feet to the easterly curb line of Ferry street; thence by a concave parabolic curve for a distance of 32.0 feet to a point

of tangent to an elevation of 39.48 feet; thence rising at the rate of 2.05% for a distance of 157.23 feet to the westerly line of Chancery lane to an elevation of 42.70 feet; thence rising at the rate of 2.36% for a distance of 197.0 feet to the westerly curb line of Market street to an elevation of 47.35 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 271.

No. 147

AN ORDINANCE—Re-establishing the Ryolite way, in the Eleventh Ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellons Orchard Plan of Lots) to Hays street: establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ryolite way, in the Eleventh Ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in the Mellons Orchard Plan of Lots) to Hays street, be opened to a width of 20 feet, by taking for public use for highway purposes all the following described property to-wit:

Beginning at the intersection of the easterly line of Ryolite way with southerly line of Black street as laid out in the Mellons Orchard Plan of Lots, recorded in the Recorder of Deeds Office for Allegheny County in Plan Book Volume 11, Page 34; thence extending northwardly and being a prolongation of the present Ryolite way, being parallel with and 107.55 feet westwardly from the westerly line of St. Clair street for the distance of 393 feet to the southerly line of Hays street; thence deflecting to the left 90° 00' 20" and extending westwardly along the southerly line

of Hays street for the distance of 20 feet to a point; thence deflecting to the left 89° 59' 40" and extending in a southerly direction for a distance of 393 feet to a point where the westerly line of Ryolite way intersects the southerly line of said Black street; thence deflecting to the left 90° 00' 20" and extending eastwardly along the southerly line of said Black street for a distance of 20 feet to the place of beginning.

Section 2. The grade of the easterly line shall begin at the northerly curb line of Black street at an elevation of 214.80 feet; thence rising at the rate of 0.92 feet per 100 feet for the distance of 355 feet to the southerly curb line of Hays street to an elevation of 218.07 feet.

Section 3. The Department of Public Works is hereby authorized and directed to cause said Ryolite Way, from the southerly line of Black street (as laid out in the Mellons Orchard Plan of Lots) to Hays street to be extended and opened, in conformity with the provisions of Section 1 of this Ordinance.

Section 4. The cost, damages and expenses caused thereby, and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 272.

No. 148

AN ORDINANCE — Authorizing and directing the Grading and Paving of Kaufman way, from Dennison street to Hailman street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Kaufman way, from Dennison street to Hailman street be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-four hundred (\$3,400.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 273.

No. 149

AN ORDINANCE — Authorizing and directing the Grading and Paving of Nadir way, from Felicia way to property line at a point about 178 feet south of Susquehanna street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Nadir way, from Felicia way to property line at a point about 178 feet south of Susquehanna street be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eighteen thousand dollars (\$18,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 274.

No. 150

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Vodeli street, from Mackinaw avenue to Wenzell avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Vodeli street, between Mackinaw avenue and Wenzell avenue have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Vodeli street, from Mackinaw avenue to Wenzell avenue, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Fifteen thousand (\$15,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 275.

No. 151

AN ORDINANCE — Authorizing and directing partial payments to be made to James H. McQuaide & Sons Co., for work done on the contract for grading, regrading, paving, repaving and otherwise improving to the re-established lines and the re-established grades of Ferry street from Liberty avenue to Water street.

Whereas, the City entered into Contract No. 5377, Mayor's Office File No. 276, with Jas. H. McQuaide & Sons Company for the grading, regrading, paving, repaving and otherwise improving to the re-established lines and the re-established grades of Ferry street from Liberty avenue to Water street, by virtue of Ordinance No. 193, approved May 4, 1920, which ordinance furthermore provides that the cost, damages and expenses of the same

be assessed against, and collected from property specially benefited thereby, and

Whereas, but a small portion of the cost of said improvement can be assessed against the property specially benefited thereby, and it is now evident that the City's share of the cost of said contract will not be less than the sum of Fifty-seven thousand Eight hundred (\$57,800.00) dollars, and

Whereas, the issue and sale of bonds in the amount of Three hundred fifty-one thousand (\$351,000.00) dollars have been authorized to provide funds for the City's share of the cost, damages and expense of widening and improving Ferry street from Liberty avenue to Water street, and the City is desirous of making partial payments to the contractor on account of said contract, Now, Therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers of the City be and they are hereby authorized and directed upon the consent in writing of the bondsmen of the said contractor, filed with the City Controller, to issue partial estimates to the said contractor on account of work done on contract No. 5377, Mayor's office file No. 276, for the grading, regrading, paving, repaving, and otherwise improving to the re-established lines and re-established grades of Ferry street from Liberty avenue to Water street, and to pay the said contractor eighty (80%) per cent of said estimate in advance of the completion of the work and the making of an assessment against said City; and the Mayor be, and he is hereby authorized and directed to issue and the City Controller to countersign warrants therefor up to the sum of Fifty-seven thousand eight hundred (\$57,800.00) dollars, drawn on the proceeds of the Ferry street Improvement Bonds, Bond Fund No. 209, which were issued for that purpose.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed April 25, 1921.

Approved May 2, 1921.

Ordinance Book 32, Page 276.

No. 152

AN ORDINANCE — Authorizing and directing the Mayor and the Di-

rector of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Public Comfort Station at the intersection of East Ohio and Chestnut streets, and authorizing the setting aside of Twenty-two thousand dollars (\$22,000.00) from the proceeds of "Public Comfort Station Bonds, 1919", Appropriation No. 202, for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Public Comfort Station at the intersection of East Ohio and Chestnut streets for a sum not to exceed Twenty-two thousand dollars (\$22,000.00), and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Twenty-two thousand dollars (\$22,000.00), or so much thereof as may be necessary is hereby set apart and appropriated from the proceeds received from the sale of "Public Comfort Station Bonds, 1919", Appropriation No. 202, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 2, 1921.

Approved May 7, 1921.

Ordinance Book 32, Page 277.

No. 153

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of eleven (11) motors, more or less for the Municipal Garage and Repair Shop, Exposition Building.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for the furnishing of eleven (11) more or less motors for the Municipal Garage and Repair Shop, at a cost not to exceed the sum of Twenty-four hundred (\$2,400.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class." Approved March 7th, A. D. 1901, and the various supplements and amendments thereto and the ordinances of Council in such cases made and provided, the same to be chargeable to and payable from Code Account 1035.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 2, 1921.

Approved May 7, 1921.

Ordinance Book 32, Page 278.

No. 154

AN ORDINANCE—Opening Dahlem way, in the 12th Ward of the City of Pittsburgh, from Hamilton avenue to the westerly line of the Plan of Partition of the Estate of Jacob Dahlem, establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Dahlem way in the 12th Ward of the City of Pittsburgh, from Hamilton avenue to the westerly line of the Plan of Partition of the Estate of Jacob Dahlem, be opened to a width of 20 feet by taking for public use for highway purposes all the following described property, to-wit:

Beginning on the easterly line of Hamilton avenue as opened by Ordinance 125, approved April 22nd, 1914, at a point distant 149.91 feet southwardly from the southerly line of Frankstown avenue; thence extending

eastwardly along the northerly line of Sarah E. Hartley property and parallel to Frankstown avenue for a distance of 142.43 feet to the westerly line of Plan of Partition of the estate of Jacob Dahlem, recorded in the Recorder's Office of Allegheny County in Deed Book Volume 438, Page 669; thence deflecting to the right 92° and extending southwardly along said Jacob Dahlem line for a distance of 20.01 feet to a point; thence deflecting to the right 88° and extending westwardly and parallel to Frankstown avenue for a distance of 140.77 feet to said easterly line of Hamilton avenue; thence extending northwardly along the said easterly line of Hamilton avenue by the arc of a circle having a radius of 230 feet for a distance of 20.03 feet to the place of beginning, containing 2,832 square feet.

Section 2. The grade of the northerly line shall begin at the easterly curb line of Hamilton avenue at an elevation of 213.42 feet; thence rising at a rate of 2.35 feet per 100 feet for a distance of 152.43 feet to the westerly line of the Plan of Partition of the Estate of Jacob Dahlem to an elevation of 217.00 feet.

Section 3. The Department of Public Works is hereby authorized and directed to cause said Dahlem Way, from said Hamilton Avenue to said westerly line of the Plan of Partition of the Estate of Jacob Dahlem to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 4. The costs, damages and expenses of the same shall be assessed against and collected from the properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 2, 1921.

Approved May 7, 1921.

Ordinance Book 32, Page 278.

No. 155

A^N ORDINANCE — Authorizing and directing the construction of a public sewer on the southeasterly

sidewalk and on the roadway of Norton street, from points about 25 feet southwest of Sandwich street and about 190 feet east of Kuhn street to the existing sewer on Norton street at Prospect street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the southeasterly sidewalk and on the roadway of Norton street, from points about 25 feet southwest of Sandwich street and about 190 feet east of Kuhn street to the existing sewer on Norton street at Prospect street.

Commencing on the southeasterly sidewalk of Norton street at points about 25 feet southwest of Sandwich street and about 190 feet east of Kuhn street, thence southwestwardly and northeastwardly respectively along the southeasterly sidewalk of Norton street to a point on the southeasterly sidewalk of Norton street opposite Prospect street, thence northwestwardly across the roadway of Norton street to the existing sewer on Norton street at Prospect street.

Said sewer to be terra cotta pipe and twelve inches (12") in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Twenty-four hundred dollars (\$2,400.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 2, 1921.

Approved May 7, 1921.

Ordinance Book 32, Page 280.

No. 156

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Perry View avenue from Perrysville avenue to the northerly line of Perry Park Plan and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Perry View avenue, between Perrysville avenue and the northerly line of Perry Park Plan have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Perry View avenue from Perrysville avenue to the northerly line of Perry Park Plan be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Fourteen thousand (\$14,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties

specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 2, 1921.

Approved May 7, 1921.

Ordinance Book 32, Page 281.

No. 157

AN ORDINANCE—Opening South Dunfermline street, in the Fourteenth Ward of the City of Pittsburgh, from the northerly line of Reynolds street to a point 257.66 feet southwardly therefrom: establishing the grade thereon and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That South Dunfermline street, in the Fourteenth Ward of the City of Pittsburgh, from the northerly line of Reynolds street to a point 257.66 feet southwardly therefrom, shall be and the same is hereby opened to a variable width by taking for public use for highway purposes the following described property, to-wit:

Beginning at a point on the northerly line of Reynolds street as opened by Ordinance No. 370 approved April 3rd, 1890 and recorded in Ordinance Book Volume 7, Page 380, and the westerly line of South Dunfermline street as located by Ordinance No. 118 approved June 24th, 1894 and recorded in Ordinance Book Volume 9, Page 618; thence along the northerly line of Reynolds street produced S. 64° 55' E., for the distance of 45.07 feet to the easterly five foot line of South Dunfermline street as located in said Ordinance; thence S. 28° 12' 40" W., for the distance of 257.66 feet to a point; thence N. 64° 55' W., for a distance of 40.06 feet to a point; thence N. 28° 12' 40" E., for the distance of 197.57 feet to a point; thence N. 64° 55' W., for the distance of 5.01 feet to a point; thence N. 28° 12' 40" E.

for the distance of 60.09 feet to the place of beginning.

Section 2. That the grade of the east curb line shall begin on the south curb line of Reynolds street at an elevation of 289.30 feet; thence falling at the rate of 0.85 feet per 100 feet for the distance of 178.47 feet to a point to an elevation of 287.78 feet.

Section 3. The Department of Public Works is hereby authorized and directed to cause said South Dunfermline street, from the northerly line of Reynolds street to a point 257.66 feet southwardly therefrom to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 4. The cost, damages and expenses caused thereby, and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. This Ordinance shall not become effective until the parties in interest file with the City the Bond of a Surety Company, to be approved by the Mayor, conditioned for the protection of the City against the payment of any assessment whatever caused by this improvement.

Section 6. That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same affects this Ordinance with special reference to Ordinance No. 97, approved March 23rd, 1920 and recorded in Ordinance Book Volume 31, Page 260, and Ordinance No. 354 approved October 4th, 1920 and recorded in Ordinance Book Volume 31, Page 590.

Section 7. That any Ordinance of part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 2, 1921.

Approved May 9, 1921.

Ordinance Book 32, Page 281.

No. 158

AN ORDINANCE—Annulling contract No. 5322, Mayor's office file No. 274, entered into April 22, 1920, with

M. O'Herron Company for the grading, paving and curbing of Melwood street from Ridgway street to Denver street, acknowledging an indebtedness to the said M. O'Herron Company in the sum of \$59,593.45, providing for the payment of the same, and authorizing the Controller, if necessary, to acknowledge the assignment of said indebtedness.

Whereas, during the progress of the work upon said contract the landslide developed on the hillside, which made it impossible to complete the work in accordance with the contract plans and the provisions of the contract, and it was therefore decided to abandon further work on said improvement; therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* contract No. 5322, Mayor's office file No. 274, entered into April 22, 1920, with M. O'Herron Company for the grading, paving and curbing of Melwood street from Ridgway street to Denver street be, and the same is hereby annulled and cancelled.

Section 2. The City of Pittsburgh acknowledges itself indebted to the M. O'Herron Company in the sum of \$59,593.45. The said sum of money to bear interest from the date of the approval of this ordinance by the Mayor, and the City of Pittsburgh agrees to provide for the payment of said indebtedness in the Budget for the year 1922, and the Controller is authorized, on request of the M. O'Herron Company, to accept an assignment of said indebtedness in favor of any bank, or other corporation, or individual willing to accept the same.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 9, 1921.

Approved May 11, 1921.

Ordinance Book 32, 283.

No. 159

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works, in conjunction with the repaving of South Eighteenth street from East Carson street to Josephine

street, to include in the advertisement for proposals and awardal of a contract or contracts therefor, the regrading of, and relaying of sidewalks on, South Eighteenth street between Edwards way and Josephine street, and authorizing the setting aside of an additional sum of Ten thousand (\$10,000.00) dollars, from the proceeds of "Street Improvement Bonds," Bond Appropriation No. 194-B, for the payment of the cost thereof.

Whereas, Ordinance No. 126, Approved April 26, 1921, which authorizes the repaving of certain streets and avenues, includes an item which provides for the repaving of South Eighteenth street from East Carson street to Josephine street at an estimated cost of Twenty-seven thousand (\$27,000.00) dollars, and

Whereas, in conjunction with the repaving of this street it is deemed advisable to lower the present grade under the bridge of the Monongahela Division of the Pennsylvania Railroad a maximum of 2 ft., in order that a minimum clearance of 14½ ft., will be afforded, and which can be effected by regrading and by relaying sidewalks between Edwards way and Josephine street, at an additional cost of Ten thousand (\$10,000.00) dollars, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That in conjunction with the repaving of South Eighteenth street from East Carson street to Josephine street by virtue of Ordinance No. 126, Approved April 26, 1921, the Mayor and the Director of the Department of Public Works shall be, and they are hereby authorized and directed further, to include in the advertisement for proposals and awardal of a contract or contracts therefor, the regrading of, and the relaying of sidewalks on, South Eighteenth street, between Edwards way and Josephine street for an additional sum not to exceed Ten thousand (\$10,000.00) dollars, as a part of the contract or contracts to be entered into with the successful bidder or bidders for said repaving of South Eighteenth street, in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof an additional sum of Ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary, be and the same is hereby set apart

and appropriated from the proceeds received from the sale of "Street Improvement Bonds" Appropriation No. 194-B, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds for the payment of the cost thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 9, 1921.

Approved May 12, 1921.

Ordinance Book 32, Page 284.

No. 160

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Highwood street, from a point about 15 feet east of Stayton street to the existing sewer on Brighton road and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Highwood street, from a point about 15 feet east of Stayton street to the existing sewer on Brighton road.

Commencing on Highwood street at a point about 15 feet east of Stayton street, thence eastwardly along Highwood street to the existing sewer on Brighton road. Said sewer to be terra cotta pipe and fifteen inches (15") in diameter with nine inch (9") lateral sewers extending from the main sewer to a point one foot (1') inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of

Twenty-eight hundred dollars (\$2,800.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 9, 1921.

Approved May 12, 1921.

Ordinance Book 32, Page 285.

No. 161

AN ORDINANCE—Providing for the letting of a contract for the furnishing of one (1) automobile patrol for the Bureau of Police.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder for the furnishing of One (1) automobile patrol for the Bureau of Police, at a cost not to exceed the sum of three thousand eight hundred (\$3,800.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved March 7th, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1457, Bureau of Police.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 9, 1921.

Approved May 12, 1921.

Ordinance Book 32, Page 286.

No. 162

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for making repairs preliminary to the restoration of Bigelow boulevard at Kirkpatrick street, and authorizing the setting aside of \$50,000.00 from Code Account No. 1591-E, "Restoration Bigelow boulevard at Kirkpatrick street", for the payment of costs thereof, the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making repairs preliminary to the restoration of Bigelow boulevard at Kirkpatrick street, for a sum not to exceed \$50,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said city.

Section 2. That for the payment of the costs thereof, the sum of Fifty thousand (\$50,000.00) dollars or so much thereof as may be necessary shall be and is hereby set apart and appropriated from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street", and the Mayor and Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said Code Account for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 11, 1921.

Approved May 12, 1921.

Ordinance Book 32, Page 286.

No. 163

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FIFTEEN THOUSAND DOLLARS
(\$15,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expense) of widening and improving East Street from Tripoli street to Royal street, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

THREE HUNDRED THOUSAND DOLLARS (\$300,000.00)

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City as a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of

FIFTEEN THOUSAND DOLLARS (\$15,000.00)

to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening and improving the street below described, including, as may be required of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks, and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said street being the following, viz: East street from Tripoli street to Royal street.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

FIFTEEN THOUSAND DOLLARS (\$15,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

FIVE HUNDRED DOLLARS (\$500.00) each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

EAST STREET IMPROVEMENT BOND, SERIES A.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 $\frac{1}{3}$ %) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA
\$ \$

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
EAST STREET IMPROVEMENT BOND,
SERIES A.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the

bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to
FIFTEEN THOUSAND DOLLARS
(\$15,000.00)

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FIFTEEN THOUSAND DOLLARS
(\$15,000.00)

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expenses, (including engineering expenses) of widening and improving East street from Tripoli street to Royal street, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.
Form of Coupon)

On the first day of....., 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

EAST STREET IMPROVEMENT BOND,
SERIES A.

dated as of May 1, 1921, numbered.

.....
City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....
UNITED STATES OF AMERICA
\$..... \$.....
COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH
EAST STREET IMPROVEMENT BOND,
SERIES A.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania is indebted to..... in the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May..... A. D. 19..... with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to

FIFTEEN THOUSAND DOLLARS
(\$15,000.00)

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the

indebtedness of the City of Pittsburgh in the sum of

FIFTEEN THOUSAND DOLLARS
(\$15,000.00)

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expenses (including engineering expenses) of widening and improving East street from Tripoli street to Royal street, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That Section 1 to 6 inclusive of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

THREE HUNDRED THOUSAND
DOLLARS (\$300,000.00),

and providing for the issue and sale of bonds of said City in said amount

to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East street from Tripoli street to Royal street, providing for the redemption thereof and the payment of interest thereon", duly enacted by Council and approved by the Mayor on April 24, 1920, are hereby repealed, and any ordinance or part of ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed, so far as the same is inconsistent herewith.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 287.

No. 164

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

THIRTY THOUSAND DOLLARS
(\$30,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes; viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merri-mac street eastwardly along the hill-side to Manor street, and thence to a point near the intersection of Sarah street and South Seventh street, including the construction of a highway bridge and undergrade crossings, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

EIGHT HUNDRED ONE THOUSAND
DOLLARS (\$801,000.00),

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness: now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City of Pittsburgh be increased by the amount of

THIRTY THOUSAND DOLLARS
(\$30,000.00).

to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expenses (including engineering expenses) of opening and improving the street below described including, as may be required of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks, and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said street being the following, viz: Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merrimac street eastwardly along the hillside to Manor street, and thence to a point near the intersection of Sarah street and south Seventh street, including the construction of a highway bridge and undergrade crossings.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

THIRTY THOUSAND DOLLARS
(\$30,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

One thousand dollars (\$1,000.00) each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by

the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

MOUNT WASHINGTON ROADWAY
IMPROVEMENT BOND, SERIES A.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of

the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA
\$ \$

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

MOUNT WASHINGTON ROADWAY
IMPROVEMENT BOND, SERIES A.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....) lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is

one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to

THIRTY THOUSAND DOLLARS
(\$30,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

THIRTY THOUSAND DOLLARS
(\$30,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving Mount Washington Roadway, a new highway (in part along existing streets) to extend from Grandview avenue at Merri-mac street eastwardly along the hillside to Manor street, and thence to a point near the intersection of Sarah street and South Seventh street, including the construction of a highway bridge and undergrade crossings, and providing for the redemption of said

bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

.....
City Controller.

Form of Coupon)

On the first day of.....
19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

MOUNT WASHINGTON ROADWAY
IMPROVEMENT BOND, SERIES A.

dated as of May 1, 1921, numbered

.....
City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be in substantially in the following form:

No..... No.....
UNITED STATES OF AMERICA
\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

MOUNT WASHINGTON ROADWAY
IMPROVEMENT BOND, SERIES A.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is in debted to.....
in the sum of.....
Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said
.....legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May.....A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to

THIRTY THOUSAND DOLLARS
(\$30,000.00),

issued by the City of Pittsburgh for valid municipal purposed by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled,

"An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the

indebtedness of the City of Pittsburgh
in the sum of

THIRTY THOUSAND DOLLARS
(\$30,000.00),

and providing for the issue of bonds
of said City in said amount to provide
funds for the following purposes,
viz:

For the City's share of the cost,
damages and expense (including engineering
expenses) of opening, widening,
extending and improving Mount
Washington Roadway, a new highway
(in part along existing streets) to extend
from Grandview avenue at Merri-
mac street eastwardly along the hill-
side to Manor street, and thence to a
point near the intersection of Sarah
street and South Seventh street, in-
cluding the construction of a highway
bridge and undergrade crossings, and
providing for the redemption of said
bonds and the payment of interest
thereof," duly enacted by the Council
thereof and approved by the Mayor
thereof on....., 19.....,
and duly recorded and published in the
manner required by law.

It is hereby certified and recited
that every requirement of law affect-
ing the issue hereof has been duly
complied with; that provision has been
made for the collection of an annual
tax sufficient to pay the interest and
also the principal hereof at maturity;
that the total amount of indebtedness
of the City of Pittsburgh, including
the entire issue of the bonds of which
this is one, is less than seven per cent-
um (7%) of the last preceding assessed
valuation of the taxable property
therein; and that this bond and the
debt created thereby are within every
debt and other limit prescribed by
the Constitution and Laws of the Com-
monwealth of Pennsylvania.

Given under the corporate seal of
the City of Pittsburgh signed by the
Mayor thereof and countersigned by
the City Controller as of the first day
of May 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That Section 1 to 6 in-
clusive of an ordinance of the City of
Pittsburgh entitled, "An Ordinance
authorizing and directing an increase
of the indebtedness of the City of
Pittsburgh in the sum of

THIRTY THOUSAND DOLLARS
(\$30,000.00),

and providing for the issue and sale
of bonds of said City in said amount
to provide funds for the following
purposes, viz:

For the City's share of the cost,
damages and expense (including engi-
neering expenses) of opening, widen-
ing, extending and improving Mount
Washington Roadway, a new highway
(in part along existing streets) to ex-
tend from Grandview avenue at Merri-
mac street eastwardly along the hill-
side to Manor street, and thence to a
point near the intersection of Sarah
street and South Seventh street, in-
cluding the construction of a highway
bridge and undergrade crossings, and
providing for the redemption thereof
and the payment of interest thereon",
duly enacted by Council and approved
by the Mayor on April 27, 1920, are
hereby repealed, and any ordinance or
part of an ordinance conflicting with
the provisions of this ordinance be,
and the same is hereby repealed so far
as the same is inconsistent herewith.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 293.

No. 165

AN ORDINANCE — Authorizing and
directing an increase of the in-
debtedness of the City of Pittsburgh
in the sum of

NINETY THOUSAND (\$90,000.00)
DOLLARS

and providing for the issue of bonds of
said City in said amount to provide
funds for the following purposes, viz:

Paying the cost and expense (in-
cluding engineering expenses) of the
relocation of the Central Fire Alarm
Station including acquisition and in-
stallation of apparatus, appliances and
appurtenances, and the laying of wires
and construction of conduits, and pro-
viding for the redemption of said
bonds and the payment of interest
thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

NINETY THOUSAND (\$90,000.00)
DOLLARS

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City as a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the indebtedness of the City of Pittsburgh be increased by the amount of

NINETY THOUSAND (\$90,000.00)
DOLLARS

to provide funds for the following purposes, viz:

Paying the cost and expense (including engineering expenses) of the relocation of the Central Fire Alarm Station, including acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

NINETY THOUSAND (\$90,000.00)
DOLLARS

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Three thousand dollars (\$3,000.00) each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by

the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

FIRE ALARM SYSTEM IMPROVEMENT BOND.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax. Commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sink-

ing fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

..... \$

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
FIRE ALARM SYSTEM IMPROVE-
MENT BOND.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19..... with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same ma-

turity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to
NINETY THOUSAND (\$90,000.00)

DOLLARS

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

NINETY THOUSAND DOLLARS
(\$90,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

Paying the cost and expense (including engineering expenses) of the relocation of the Central Fire Alarm Station, including acquisition and installation of apparatus, appliances and appurtenances, and the laying of wires and construction of conduits, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been

made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.
(Form of Coupon)

On the first day of.....
19....., the City of Pittsburgh, Penn-
sylvania, will pay to the bearer at the
office of the City Treasury of said
City,dollars
(\$.....), lawful money of the
United States of America, for six
months' interest on its
FIRE ALARM SYSTEM IMPROVE-
MENT BOND.

dated as of May 1, 1921, numbered

.....
City Controller.

Section 7. The registered bonds is-
sued in pursuance of this ordinance
shall be substantially in the following
form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
FIRE ALARM SYSTEM IMPROVE-
MENT BOND.

KNOW ALL MEN BY THESE PRES-
ENTS that the City of Pittsburgh, a
municipal corporation created by and
existing under the laws of the Com-
monwealth of Pennsylvania, is in-
debted to.....
in the sum of.....
Dollars (\$.....), lawful
money of the United States of America,
which sum the said City of Pittsburgh

promises to pay to the said.....
..... legal representatives
or assigns, at the office of the City
Treasurer of said City on the first
day of May....., A. D.
19....., with interest thereon at the
rate of five per centum (5%)
per annum, payable on the first days
of May and November of each year with-
out any deduction for any taxes which
may be levied thereon by the State of
Pennsylvania pursuant to any present
or future law, the payment of which
is hereby assumed by the City of
Pittsburgh. And for the true and
faithful payment of the principal of
this bond and the semi-annual interest
thereon, as aforesaid, the faith, honor,
credit and property of the said City
of Pittsburgh are hereby pledged. This
bond is transferable only on the books
of the said City Treasurer.

This bond is one of a series of bonds
amounting in the aggregate to
NINETY THOUSAND (\$90,000.00)
DOLLARS

issued by the City of Pittsburgh for
valid municipal purposes by virtue and
in pursuance of an Act of the General
Assembly of the Commonwealth of
Pennsylvania entitled, "An Act to regu-
late the manner of increasing the in-
debtedness of municipalities, to pro-
vide for the redemption of the same,
and to impose penalties for the illegal
increase thereof," approved April 20
1874, and the several supplements and
amendments thereof; and by virtue of
an Act of the General Assembly of
the Commonwealth of Pennsylvania
entitled, "An Act for the government
of cities of the second class," approved
March 7, 1901, and the supplements
and amendments thereof; and an Act
of the General Assembly of the Com-
monwealth of Pennsylvania entitled,
"An Act to authorize the registry or
transfer of certain bonds," approved
May 1, 1873; and by virtue of a special
election duly called and held in said
City on July 8, 1919; and in pursuance
of an ordinance of the City of Pitts-
burgh entitled, "An Ordinance author-
izing and directing an increase of the
indebtedness of the City of Pittsburgh
in the sum of

NINETY THOUSAND (\$90,000.00)
DOLLARS

and providing for the issue of bonds
of said City in said amount to provide
funds for the following purposes, viz.:

Paying the cost and expense (includ-
ing engineering expenses) of the relo-
cation of the Central Fire Alarm Sta-
tion, including acquisition and installa-
tion of apparatus, appliances and ap-
purtenances, and the laying of wires
and construction of conduits, and pro-

viding for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof, on.....19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 299.

No. 166

A^N ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

NINETY-NINE THOUSAND DOLLARS
(\$99,000.00),

and providing for the issue of bonds of

said City in said amount to provide funds for the following purposes, viz.:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Municipal Hospital, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

NINETY-NINE THOUSAND (\$99,000.00)
DOLLARS,

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of*

NINETY-NINE THOUSAND (\$99,000.00)
DOLLARS,

to provide funds for the following purposes, viz:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expense) of additions, extensions and improvements to the Municipal Hospital.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

NINETY-NINE THOUSAND (\$99,000.00)
DOLLARS,

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

\$3,300.00

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

MUNICIPAL HOSPITAL IMPROVEMENT BOND.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for tax-

ation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 $\frac{1}{3}$ %) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA

\$ \$
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
MUNICIPAL HOSPITAL IMPROVEMENT BOND.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which

is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to NINETY-NINE THOUSAND (\$99,000.00) DOLLARS,

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

NINETY-NINE THOUSAND (\$99,000.00) DOLLARS,

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Municipal Hospital, and providing for the redemption of said bonds and the payment of

interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on..... 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of..... 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

MUNICIPAL HOSPITAL IMPROVEMENT BOND.

dated as of May 1, 1921, numbered.....

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

MUNICIPAL HOSPITAL IMPROVEMENT BOND.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and

existing under the laws of the Commonwealth of Pennsylvania is indebted to..... in the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May..... A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to
NINETY-NINE THOUSAND (\$99,000.00)
DOLLARS,

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

NINETY-NINE THOUSAND (\$99,000.00)
DOLLARS,

and providing for the issue of bonds of

said City in said amount to provide funds for the following purposes, viz.:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Municipal Hospital, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof, on..... 19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

.....
Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 305.

No. 167

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

ONE HUNDRED FIFTY-SIX THOUSAND DOLLARS (\$156,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the Negley Run Sewer System for Homewood and Brushton Districts, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

THREE HUNDRED SIXTY-SIX THOUSAND DOLLARS
(\$366,000.00),

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness: now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of ONE HUNDRED FIFTY-SIX THOUSAND DOLLARS (\$156,000.00),*

to provide funds for the following purposes, viz.:

For the cost, damage and expense (including engineering expenses) of additions, extensions and improvements to the Negley Run Sewer System for Homewood and Brushton Districts.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

ONE HUNDRED FIFTY-SIX THOUSAND DOLLARS (\$156,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Five thousand two hundred dollars
(\$5,200.00),

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a mutiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books or the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

NEGLEY RUN SEWER BOND,
SERIES B.

Section 3. That said bonds shall be sold by the Mayor and the City Con-

troller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 $\frac{1}{3}$ %) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA
\$ \$
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
NEGLEY RUN SEWER BOND,
SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$) lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the

said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to ONE HUNDRED FIFTY-SIX THOUSAND DOLLARS (\$156,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

ONE HUNDRED FIFTY-SIX THOUS-
AND DOLLARS (\$156,000.00),

and providing for the issue of bonds
of said City in said amount to provide
funds for the following purposes, viz.:

For the cost, damage and expense
(including engineering expenses) of
additions, extensions and improve-
ments to the Negley Run Sewer Sys-
tem for Homewood and Brushton Dis-
tricts, and providing for the redemp-
tion of said bonds and the payment of
interest thereon," duly enacted by the
Council thereof and approved by the
Mayor thereof on.....
1921, and duly recorded and published
in the manner required by law.

It is hereby certified and recited
that every requirement of law affect-
ing the issue hereof has been duly
complied with; that provision has been
made for the collection of an annual
tax sufficient to pay the interest and
also the principal hereof at maturity;
that the total amount of indebtedness
of the City of Pittsburgh, including
the entire issue of the bonds of which
this is one, is less than seven per
centum (7%) of the last preceding
assessed valuation of the taxable prop-
erty therein; and that this bond and
the debt created thereby are within
every debt and other limit prescribed
by the Constitution and Laws of the
Commonwealth of Pennsylvania.

Given under the corporate seal of
the City of Pittsburgh, signed by the
Mayor thereof and countersigned by
the City Controller, as of the first day
of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.

(Form of Coupon.)

On the first day of.....
19....., the City of Pittsburgh, Penn-
sylvania, will pay to the bearer at the
office of the City Treasurer of said
City,dollars
(\$.....), lawful money of the
United States of America, for six
months' interest on its

NEGLEY RUN SEWER BOND
SERIES B.

dated as of May 1, 1921, numbered

.....
City Controller.

Section 7. The registered bonds is-
sued in pursuance of this ordinance
shall be in substantially in the follow-
ing form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

NEGLEY RUN SEWER BOND,
SERIES B.

KNOW ALL MEN BY THESE PRES-
ENTS that the City of Pittsburgh, a
municipal corporation created by and
existing under the laws of the Com-
monwealth of Pennsylvania, is in
debted to.....
in the sum of.....
Dollars (\$.....), lawful
money of the United States of America,
which sum the said City of Pittsburgh
promises to pay to the said
.....legal representatives
or assigns, at the office of the City
Treasurer of said City on the first
day of May.....A. D.
19....., with interest thereon at the
rate of five per centum (5%) per
annum, payable on the first days
of May and November of each year
without any deduction for any taxes
which may be levied thereon by the
State of Pennsylvania pursuant to
any present or future law, the pay-
ment of which is hereby assumed by
the City of Pittsburgh. And for the
true and faithful payment of the prin-
cipal of this bond and the semi-annual
interest thereon, the faith, honor,
credit and property of the said City
of Pittsburgh are hereby pledged. This
bond is transferable only on the books
of the said City Treasurer.

This bond is one of a series of bonds
amounting in the aggregate to
ONE HUNDRED FIFTY-SIX THOUS-
AND DOLLARS (\$156,000.00),

issued by the City of Pittsburgh for
valid municipal purposes by virtue and
in pursuance of an Act of the General
Assembly of the Commonwealth of
Pennsylvania entitled, "An Act to regu-
late the manner of increasing the in-
debtedness of municipalities, to pro-
vide for the redemption of the same,
and to impose penalties for the illegal
increase thereof," approved April 20
1874, and the several supplements and
amendments thereof; and by virtue of
an Act of the General Assembly of
the Commonwealth of Pennsylvania
entitled, "An Act for the government
of cities of the second class," approved

March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

ONE HUNDRED FIFTY-SIX THOUSAND DOLLARS (\$156,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the cost, damage and expense (including engineering expenses) of additions, extensions and improvements to the Negley Run Sewer System for Homewood and Brushton Districts, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the

City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 310.

No. 168

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

ONE HUNDRED SEVENTY-SEVEN THOUSAND (\$177,000.00) DOLLARS.

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damage and expense (including Engineering Expenses) of opening, widening, extending and improving Manchester avenue, a new street to extend from the intersection of South avenue and Galveston avenue (in part along existing streets) at the intersection of Ridge and Allegheny avenues, and providing for the redemption of said Bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

ONE HUNDRED SEVENTY-SEVEN THOUSAND (\$177,000.00) DOLLARS.

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of ONE HUNDRED SEVENTY-SEVEN THOUSAND (\$177,000.00) DOLLARS, to provide funds for the following purposes, viz.:*

For the City's share of the cost, damages and expense (including Engineering expenses) of opening and improving the Street below described, including, as may be required in the case of such Street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurling, relaying sidewalks, laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said Street being the following, viz.:—Manchester avenue, a new street, (in part along existing streets) to extend from the intersection of South avenue to Galveston avenue at the intersection of Ridge avenue and Allegheny avenue.

Section 2. That the bonds of the City of Pittsburgh in the aggregate principal amount of

ONE HUNDRED SEVENTY-SEVEN THOUSAND (\$177,000.00) DOLLARS,

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

\$5,900.00,

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the

same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

"MANCHESTER AVENUE IMPROVEMENT BOND"

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax. Commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 $\frac{1}{3}$ %) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the

same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
"MANCHESTER AVENUE IMPROVEMENT BOND"

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to ONE HUNDRED SEVENTY-SEVEN THOUSAND (\$177,000.00) DOLLARS,

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

ONE HUNDRED SEVENTY-SEVEN THOUSAND (\$177,000.00) DOLLARS.

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Manchester avenue, a new street to extend from the intersection of South avenue and Galveston avenue (in part along existing streets) at the intersection of Ridge and Allegheny avenues and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding

assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of.....
19....., the City of Pittsburgh, Penn-
sylvania, will pay to the bearer at the
office of the City Treasury of said
City,dollars
(\$.....), lawful money of the
United States of America, for six
months' interest on its
"MANCHESTER AVENUE IMPROVE-
MENT BOND"

dated as of May 1, 1921, numbered

City Controller.

Section 7. The registered bonds is-
sued in pursuance of this ordinance
shall be substantially in the following
form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

"MANCHESTER AVENUE IMPROVE-
MENT BOND"

KNOW ALL MEN BY THESE PRES-
ENTS that the City of Pittsburgh, a
municipal corporation created by and
existing under the laws of the Com-
monwealth of Pennsylvania, is in-
debted to.....
In the sum of.....
Dollars (\$.....), lawful
money of the United States of America,
which sum the said City of Pittsburgh
promises to pay to the said.....
..... legal representatives
or assigns, at the office of the City
Treasurer of said City on the first
day of May....., A. D.
19....., with interest thereon at the
rate of five per centum (5%)
per annum, payable on the first days

of May and November of each year with-
out any deduction for any taxes which
may be levied thereon by the State of
Pennsylvania pursuant to any present
or future law, the payment of which
is hereby assumed by the City of
Pittsburgh. And for the true and
faithful payment of the principal of
this bond and the semi-annual interest
thereon, as aforesaid, the faith, honor,
credit and property of the said City
of Pittsburgh are hereby pledged. This
bond is transferable only on the books
of the said City Treasurer.

This bond is one of a series of bonds
amounting in the aggregate to
ONE HUNDRED SEVENTY-SEVEN
THOUSAND (\$177,000.00) DOLLARS,
issued by the City of Pittsburgh for
valid municipal purposes by virtue and
in pursuance of an Act of the General
Assembly of the Commonwealth of
Pennsylvania entitled, "An Act to regu-
late the manner of increasing the in-
debtedness of municipalities, to pro-
vide for the redemption of the same,
and to impose penalties for the illegal
increase thereof," approved April 20
1874, and the several supplements and
amendments thereof; and by virtue of
an Act of the General Assembly of
the Commonwealth of Pennsylvania
entitled, "An Act for the government
of cities of the second class," approved
March 7, 1901, and the supplements
and amendments thereof; and an Act
of the General Assembly of the Com-
monwealth of Pennsylvania entitled,
"An Act to authorize the registry or
transfer of certain bonds," approved
May 1, 1873; and by virtue of a special
election duly called and held in said
City on July 8, 1919; and in pursuance
of an ordinance of the City of Pitts-
burgh entitled, "An Ordinance author-
izing and directing an increase of the
indebtedness of the City of Pittsburgh
in the sum of

ONE HUNDRED SEVENTY-SEVEN
THOUSAND (\$177,000.00) DOLLARS,
and providing for the issue of bonds
of said City in said amount to provide
funds for the following purposes, viz.:

For the City's share of the cost,
damage and expense (including engi-
neering expenses) of opening, widen-
ing, extending and improving Man-
chester avenue, a new street to extend
from the intersection of South avenue
and Galveston avenue (in part along
existing streets) at the intersection of
Ridge and Allegheny avenues, and pro-
viding for the redemption of said
bonds and the payment of interest
thereon," duly enacted by the Council
thereof and approved by the Mayor
thereof, on.....19.....
and duly recorded and published in the
manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh signed by the Mayor thereof and countersigned by the City Controller as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By

Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 316.

No. 169

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED ONE THOUSAND
(\$201,000.00) DOLLARS,

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the purpose of providing for the cost, damages and expense (including architectural and engineering ex-

penses) of additions, extensions and improvements to the Tuberculosis Hospital, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

TWO HUNDRED ONE THOUSAND
(\$201,000.00) DOLLARS,

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City as a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of

TWO HUNDRED ONE THOUSAND
(\$201,000.00) DOLLARS,

to provide funds for the following purposes, viz.:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Tuberculosis Hospital.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

NINETY THOUSAND (\$90,000.00)
DOLLARS

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

\$6,700.00

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the

first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

TUBERCULOSIS HOSPITAL IMPROVEMENT BOND.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds

as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA
\$ \$

COMMONWEALTH OF PENNSYLVANIA CITY OF PITTSBURGH TUBERCULOSIS HOSPITAL IMPROVEMENT BOND.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond

and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to
TWO HUNDRED ONE THOUSAND
(\$201,000.00) DOLLARS,

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED ONE THOUSAND
(\$201,000.00) DOLLARS,

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Tuberculosis Hospital, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the

Mayor thereof on.....1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.

(Form of Coupon)

On the first day of.....
19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars
(\$.....), lawful money of the United States of America, for six months' interest on its

TUBERCULOSIS HOSPITAL IMPROVEMENT BOND.
dated as of May 1, 1921, numbered.

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....
UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

TUBERCULOSIS HOSPITAL IMPROVEMENT BOND.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania is indebted to.....
in the sum of.....

Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May..... A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to

TWO HUNDRED ONE THOUSAND
(\$201,000.00) DOLLARS,

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED ONE THOUSAND
(\$201,000.00) DOLLARS,

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of additions, extensions and improvements to the Tuberculosis Hospital, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof, on.....19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

.....
Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 321.

No. 170

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$228,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes; viz.:

For the cost, damage and expense (including engineering expenses) of additions, extensions and improvements to the Saw Mill Run Sewer System, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

FOUR HUNDRED THIRTY-EIGHT THOUSAND DOLLARS (\$438,000.00), for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness: now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City of Pittsburgh be increased by the amount of TWO HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$228,000.00), to provide funds for the following purposes, viz.:

For the cost, damage and expense (including engineering expenses) of additions, extensions and improvements to the Saw Mill Run Sewer System.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

TWO HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$228,000.00), be issued for the purposes aforesaid. Said bonds shall be in denominations

of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Seven thousand six hundred dollars (\$7,600.00),

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books or the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

SAW MILL RUN SEWER BOND,
SERIES B.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such not-

ice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA
\$ \$

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
SAW MILL RUN SEWER BOND,
SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....) lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day

of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to TWO HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$228,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$228,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the cost, damage and expense (including engineering expenses of additions, extensions and improvements to the Saw Mill Run Sewer System, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

City Controller.

(Form of Coupon.)

On the first day of.....
19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

SAW MILL RUN SEWER BOND,
SERIES B.
dated as of May 1, 1921, numbered

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be in substantially in the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

SAW MILL RUN SEWER BOND,
SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is in debted to.....
in the sum of.....
Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said

.....legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May..... A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to

TWO HUNDRED TWENTY-EIGHT
THOUSAND DOLLARS (\$228,000.00).

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled,

"An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED TWENTY-EIGHT THOUSAND DOLLARS (\$228,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the cost, damage and expense (including engineering expenses) of additions, extensions and improvements to the Saw Mill Run Sewer System, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:.....
City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 327.

No. 171

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$231,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the cost, damages and expenses (including engineering expenses) of additions, extensions and improvements to the Nine Mile Run Sewer System for Brushton and East End Avenue Districts, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

THREE HUNDRED TWENTY-ONE THOUSAND DOLLARS (\$321,000.00),

for the purposes, among others, described in the following ordinance, and provided that the question of encreasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of TWO HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$231,000.00),*

to provide funds for the following purposes, viz.:

For the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the Nine Mile Run Sewer System for Brushton and East End Avenue Districts.

Section 2. That the bonds of the City of Pittsburgh in the aggregate principal amount of

TWO HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$231,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Seventy-seven hundred dollars (\$7,700.00)

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

NINE MILE RUN SEWER BOND,
SERIES B.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 1/3%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA
C. \$
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
NINE MILE RUN SEWER BOND.
SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City

Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to TWO HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$231,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$231,000.00), and providing for the issue of bonds of

said City in said amount to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the Nine Mile Run Sewer System for Brushton and East End Avenue Districts, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on..... 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.
(Form of Coupon)

On the first day of....., 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasury of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

NINE MILE RUN SEWER BOND.

SERIES B.

dated as of May 1, 1921, numbered

.....
City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
NINE MILE RUN SEWER BOND,
SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... in the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May....., A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to TWO HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$231,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance

of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$231,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the cost, damages and expense (including engineering expenses) of additions, extensions and improvements to the Nine Mile Run Sewer System for Brushton and East End Avenue Districts, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof, on..... 19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

City Controller.

Registered this..... day of..... A. D. 19....., at the office of the City Treasurer of the City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 333.

No. 172

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED FIFTY-FIVE THOUSAND (\$255,000.00) DOLLARS,

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of the construction, reconstruction and improvement of buildings for combination fire and police stations in the North Side, East End and West End Districts of the City, including the acquisition of land and buildings therefor, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

FIVE HUNDRED ONE THOUSAND (\$501,000.00) DOLLARS

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City as a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of TWO HUNDRED FIFTY-FIVE THOUSAND (\$255,000.00) DOLLARS, to provide funds for the following purposes, viz.:

For the purpose of providing the cost, damages and expense (including

architectural and engineering expenses) of the construction, reconstruction and improvement of buildings for combination fire and police stations in the North Side, East End and West End Districts of the City, including the acquisition of land and buildings therefor.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

TWO HUNDRED FIFTY-FIVE THOUSAND (\$255,000.00) DOLLARS,

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Eighty-five hundred dollars (\$8,500.00) each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Con-

troller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

PUBLIC SAFETY IMPROVEMENT
BOND, SERIES "A".

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA
\$ \$
COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH
PUBLIC SAFETY IMPROVEMENT
BOND, SERIES "A".

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to TWO HUNDRED FIFTY-FIVETHOUS- AND (\$255,000.00) DOLLARS,

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements

and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED FIFTY-FIVE THOUS-
AND (\$255,000.00) DOLLARS,

for the purpose of providing the cost, damages and expense (including architectural and engineering expenses) of the construction, reconstruction and improvement, of buildings for combination fire and police stations in the North Side, East End and West End Districts of the City, including the acquisition of land for buildings therefor, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on.....1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of.....,
19....., the City of Pittsburgh, Penn-
sylvania, will pay to the bearer at the
office of the City Treasurer of said

City,dollars
(\$.....), lawful money of the
United States of America, for six
months' interest on its

PUBLIC SAFETY IMPROVEMENT
BOND, SERIES "A".

dated as of May 1, 1921, numbered.

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....
UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

PUBLIC SAFETY IMPROVEMENT
BOND, SERIES "A".

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania is indebted to.....
in the sum of.....
Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said.....
..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May,.....A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to
TWO HUNDRED FIFTY-FIVE THOUS-
AND (\$255,000.00) DOLLARS.

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same,

and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

TWO HUNDRED FIFTY-FIVE THOUSAND (\$255,000.00) DOLLARS,

for the purpose of providing for the cost, damages and expense (including architectural and engineering expenses) of the construction, reconstruction and improvement of buildings for combination fire and police stations in the North Side, East End and West End Districts of the City, including the acquisition of land and buildings therefor, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof, on.....

.....19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.

Registered this.....day of.....

.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32 Page 338.

No. 173

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

THREE HUNDRED NINETY-NINE THOUSAND DOLLARS (\$399,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the cost and expense (including engineering expenses) of repaving, repairing and reconstructing and otherwise improving the streets of the City generally, and providing for the redemption of said bonds and the payments of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

ONE MILLION FOUR HUNDRED ONE THOUSAND DOLLARS (\$1,400,000.00),

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness: now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the indebtedness of the City of Pittsburgh be increased by the amount of THREE HUNDRED NINETY-NINE THOUSAND DOLLARS (\$399,000.00).

to provide funds for the following purposes, viz.:

For the cost and expense (including engineering expenses) of repaving, repairing and reconstructing and otherwise improving the streets of the City generally.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

THREE HUNDRED NINETY-NINE THOUSAND DOLLARS (\$399,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual instalments of

Thirteen thousand three hundred dollars (\$13,300.00)

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of

the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books or the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

STREET IMPROVEMENT BOND, SERIES C.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3⅓%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the

principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

..... \$

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
STREET IMPROVEMENT BOND,
SERIES C.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....) lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to THREE HUNDRED NINETY-NINE THOUSAND DOLLARS (\$399,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

THREE HUNDRED NINETY-NINE THOUSAND DOLLARS (\$399,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the cost and expense (including engineering expenses) of repaving, repairing and reconstructing and otherwise improving the streets of the City generally, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by

the City Controller, as of the first day of May, 1921.
(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

City Controller.

(Form of Coupon.)

On the first day of.....
19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

STREET IMPROVEMENT BOND,
SERIES C.

dated as of May 1, 1921, numbered

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be in substantially in the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

STREET IMPROVEMENT BOND,
SERIES C.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to.....
in the sum of.....
Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said
.....legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May.....A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by

the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to

THREE HUNDRED NINETY-NINE
THOUSAND DOLLARS (\$399,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

THREE HUNDRED NINETY-NINE
THOUSAND DOLLARS (\$399,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the cost and expense (including engineering expenses) of repaving, repairing and reconstructing and otherwise improving the streets of City generally, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof, on.....
.....19....., and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness

of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 18, 1921.

Ordinance Book 32, Page 343.

No. 174

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FIVE HUNDRED ONE THOUSAND
DOLLARS (\$501,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

The cost and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds, including acquisition of land, property and equipment therefor, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded

as required by law, signified their desire that the indebtedness of said City be increased in the sum of

EIGHT HUNDRED THIRTY-ONE THOUSAND DOLLARS (\$831,000.00), for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of FIVE HUNDRED ONE THOUSAND DOLLARS (\$501,000.00),*

to provide funds for the following purposes, viz.:

The cost and expense (including engineering expenses) of the improvement of City playgrounds and the establishment of new playgrounds, including acquisition of land, property and equipment therefor.

Section 2. That the bonds of the City of Pittsburgh in the aggregate principal amount of

FIVE HUNDRED ONE THOUSAND
DOLLARS (\$501,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Sixteen thousand seven hundred
dollars (16,700.00),

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United

States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

PLAYGROUND IMPROVEMENT BOND,
SERIES B.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, Commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
PLAYGROUND IMPROVEMENT BOND,
SERIES B,

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19..... with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office

of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to FIVE HUNDRED ONE THOUSAND DOLLARS (\$501,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FIVE HUNDRED ONE THOUSAND DOLLARS (\$501,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

The cost and expense (including engineering expenses) of the improvement of City Playgrounds and the establishment of new playgrounds, including acquisition of land, property and equipment therefor, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and

the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May 1921.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of....., 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasury of said City, dollars (\$.....), lawful money of the United States of America, for six months' interest on its

PLAYGROUND IMPROVEMENT BOND, SERIES B,

dated as of May 1, 1921, numbered

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....
UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

PLAYGROUND IMPROVEMENT BOND,
SERIES B,

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... in the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May....., A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year with-

out any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to
FIVE HUNDRED ONE THOUSAND
DOLLARS (\$501,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FIVE HUNDRED ONE THOUSAND
DOLLARS (\$501,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

The cost and expense (including engineering expenses) of the improvement of City Playgrounds and the establishment of new playgrounds, including acquisition of land, property and equipment therefor, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor thereof on..... 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affect-

ing the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh signed by the Mayor thereof and countersigned by the City Controller as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 20, 1921.

Ordinance Book 32, Page 349.

No. 175

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

SEVEN HUNDRED SEVENTY-SEVEN
THOUSAND DOLLARS (\$777,000.00),
and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Broad

street from Highland avenue to Frankstown avenue, and extending it in part along Couch street to Hamilton avenue, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00),

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City as a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00), to provide funds for the following purposes, viz:

For the City's share of the cost, damage and expense (including engineering expenses) of opening and improving the street below described, including, as may be required in the case of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said streets being the following, viz:

Broad street from Highland avenue to Frankstown avenue, and extending it in part along Couch street to Hamilton avenue.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of

SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00), be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Twenty-five thousand nine hundred dollars (\$25,900.00),

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

BROAD STREET IMPROVEMENT BOND.

Section 3. That said bonds shall be sold by the Mayor and the City Con-

troller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
BROAD STREET IMPROVEMENT
BOND.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of, lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the

said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Broad street from Highland avenue to Franks-town avenue, and extending it in part along Couch street to Hamilton avenue, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

City Controller.
(Form of Coupon)

On the first day of....., 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

BROAD STREET IMPROVEMENT
BOND.

dated as of May 1, 1921, numbered.

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance

shall be substantially in the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF

PENNSYLVANIA

CITY OF PITTSBURGH

BROAD STREET IMPROVEMENT
BOND.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania is indebted to..... in the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said.....

..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May..... A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to

SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00).

issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act

of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Broad street from Highland avenue to Frankstown avenue, and extending it in part along Couch street to Hamilton avenue, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor on.....1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....

.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That Sections 1 to 6 inclusive of an ordinance of the City of Pittsburgh, entitled "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

SEVEN HUNDRED SEVENTY-SEVEN THOUSAND DOLLARS (\$777,000.00), and providing for the issue and sale of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damage and expense (including engineering expenses) of opening, widening, extending and improving Broad street from Highland avenue to Frankstown avenue, and extending it in part along Couch street to Hamilton avenue, and providing for the redemption thereof and the payment of interest thereon", duly enacted by Council and approved by the Mayor on April 22, 1920, are hereby repealed, and any ordinance or part of an ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed, so far as the same is inconsistent herewith.

Passed May 16, 1921.

Approved May 20, 1921.

Ordinance Book 32, Page 354.

No. 176

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

EIGHT HUNDRED SIXTY-ONE THOUSAND DOLLARS (\$861,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving the Boulevard of the Allies (Monongahela Boulevard), a new boulevard (in part along existing streets) to extend from the intersection of Grant street and Second avenue along the Bluff to Craft avenue, including the building of two

viaducts, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

TWO MILLION ONE THOUSAND DOLLARS (\$2,001,000.00),

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness: now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of EIGHT HUNDRED SIXTY-ONE THOUSAND DOLLARS (\$861,000.00),

to provide funds for the following purposes, viz.:

For the City's share of the cost damages and expense (including engineering expenses) of opening and improving the street below described, including, as may be required of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks, and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said street being the following, viz.:

Boulevard of the Allies (Monongahela Boulevard) a new boulevard (in part along existing streets) to extend from the intersection of Grant street and Second avenue along the Bluff to Craft avenue, including the building of two viaducts.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of EIGHT HUNDRED SIXTY-ONE THOUSAND DOLLARS (\$861,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Twenty-eight thousand seven hundred dollars (\$28,700.00),

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books or the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

BOULEVARD OF THE ALLIES IMPROVEMENT BOND, SERIES B.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and ac-

crued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

\$ \$

COMMONWEALTH OF

PENNSYLVANIA

CITY OF PITTSBURGH

BOULEVARD OF THE ALLIES IMPROVEMENT BOND, SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....) lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day

of May, A. D. 19....., with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to EIGHT HUNDRED SIXTY-ONE THOUSAND DOLLARS (\$861,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

EIGHT HUNDRED SIXTY-ONE THOUSAND DOLLARS (\$861,000.00)."

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving the Boulevard of the Allies (Monongahela Boulevard), a new boulevard (in part along existing streets) to extend from the intersection of Grant street and Second avenue along the Bluff to Craft avenue, including the building of two viaducts, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

.....
City Controller.

(Form of Coupon.)

On the first day of.....
19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its

BOULEVARD OF THE ALLIES IMPROVEMENT BOND, SERIES B.

dated as of May 1, 1921, numbered

.....
City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be in substantially in the following form:

No..... No.....

UNITED STATES OF AMERICA

\$.....

COMMONWEALTH OF

PENNSYLVANIA

CITY OF PITTSBURGH

BOULEVARD OF THE ALLIES IMPROVEMENT BOND, SERIES B.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to..... in the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said

.....legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May..... A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to EIGHT HUNDRED SIXTY-ONE THOUSAND DOLLARS (\$861,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue of and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania

entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

EIGHT HUNDRED SIXTY-ONE THOUSAND DOLLARS (\$861,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz.:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving the Boulevard of the Allies (Monongahela Boulevard), a new boulevard (in part along existing streets) to extend from the intersection of Grant street and Second avenue along the Bluff to Craft avenue, including the building of two viaducts, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

City Controller.

Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 20, 1921.

Ordinance Book 32, Page 360.

No. 177

AN ORDINANCE—Approving the "Trio Plan of Lots" in the 10th Ward of the City of Pittsburgh, laid out by Marko Bubanovich, et al., accepting the dedication of Woodbine street, Coleridge street and Arcade way as shown thereon for public use for highway purposes, opening and naming the same, and establishing the grades thereon.

Whereas, Marko Bubanovich, et al., the owners of certain properties in the 10th Ward of the City of Pittsburgh, laid out in the Plan of Lots called "Trio Plan of Lots" have located certain Streets and a Way thereon and executed a Deed of Dedication on said Plan for all the ground covered by said Streets and Way to the said City of Pittsburgh for public use for highway purposes, and have released the said City from liabilities for damages occasioned by the physical grading of said public highways to the grades hereinafter established, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "Trio Plan of Lots" situate in the 10th Ward of the City of Pittsburgh, laid out by Marko Bubanovich, et al., February 1921, be and the same is hereby approved and Woodbine street, Coleridge street and Arcade way, as located and dedicated in said Plan are hereby approved.

Section 2. The Streets and Way as aforesaid dedicated to said City for public highway purposes, shall be and the same are hereby appropriated and opened as public highways and named Woodbine street, Coleridge street and Arcade way.

Section 3. The grades of Woodbine street, Coleridge street and Arcade way, laid out and dedicated in the Trio Plan of Lots" are hereby established as described in Ordinance No. 128, approved April 26th, 1921, and recorded in Ordinance Book Volume 32, Page 257.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said Woodbine street, Coleridge street and Arcade way for public highways in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 366.

No. 178

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway of Swan way, from Stanton avenue to Wellesley avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the easterly curb line of Swan way, from Stanton avenue to Wellesley avenue shall be parallel to and 1.50 feet westwardly from the easterly line.

The sidewalk shall be a uniform width of 1.5 feet and shall occupy that portion between the above described curb line and the easterly line.

The roadway shall be a uniform width of 18.5 feet and shall occupy that portion between the above described curb line and the westerly line.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 367.

No. 179

AN ORDINANCE—Appropriating and setting aside from the proceeds of Public Comfort Station Bonds, Bond

Fund Appropriation No. 202, the sum of \$1200.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of public comfort station bonds, Bond Fund Appropriation No. 202, the sum of Twelve Hundred (\$1200.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. "202-B", Engineering Expenses, Salaries, Wages, Supplies, Material, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 367.

No. 180

AN ORDINANCE—Appropriating and setting aside from the proceeds of West Park Improvement Bonds, 1919, Bond Fund Appropriation No. 200, an additional sum of \$2,000.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of West Park Improvement Bonds, 1919, Bond Fund Appropriation No. 200, an additional sum of Two thousand (\$2,000.00) dollars for the

purpose of paying the engineering expenses, including salaries, wages, supplies, materials and miscellaneous services, required for Engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 202-A," Engineering Expenses, Salaries, Wages, Supplies, Materials and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 368.

No. 181

AN ORDINANCE—Appropriating and setting aside from the proceeds of North and Irwin Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, an additional sum of \$3500.00 for the payment of Engineering Expenses, including salaries, wages, supplies, equipment, materials, and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of North and Irwin Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, an additional sum of Thirty-five Hundred (\$3500.00) dollars for the purpose of paying the engineering expenses, including salaries, wages, supplies, equipment, materials, and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 205-A," Engineering Expenses, Salaries, Wages, Supplies, Equipment, Materials, and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 369.

No. 182

AN ORDINANCE—Appropriating and setting aside from the proceeds of Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of \$4,500.00 for the payment of Engineering Expenses, including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set from the proceeds received from the sale of the Center Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 204, an additional sum of Four thousand five hundred (\$4,500.00) dollars for the purpose of paying the engineering expenses including salaries, wages, supplies, equipment, materials and miscellaneous services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 204 A," Engineering Expenses, Salaries, Wages, Supplies, Equipment, Materials and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 369.

No. 183

AN ORDINANCE—Appropriating and setting aside from the proceeds of Saw Mill Run Valley Park Bonds, 1919, Bond Fund Appropriation No. 226,

the sum of \$12,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Saw Mill Run Valley Park Bonds, Bond Fund Appropriation No. 226, the sum of Twelve thousand (\$12,000.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund "No. 226-A," Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 370.

No. 184

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Lillian way, from Knox avenue to the present pavement at a point about 50' east of Asteroid, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Lillian way between Knox avenue and the present pavement at a point about 50' east of Asteroid way, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Lillian way, from Knox avenue to the present pavement at a point about 50' east of Asteroid way be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Thirteen thousand (\$13,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Pased May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 371.

No. 185

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and to award a contract or contracts for furnishing a combination truck for the use of the Bureau of Tests, Department of Public Works, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and are hereby authorized and directed to ad-

vertise for proposals and award a contract or contracts to the lowest responsible bidder or bidders for furnishing a combination truck for the use of the Bureau of Tests, Department of Public Works, for a sum not to exceed \$600.00, and to enter into a contract or contracts with the successful bidder or bidders for the furnishing of said combination truck in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of \$600.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 42, Contingent Fund.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 372.

No. 186

AN ORDINANCE—Amending Section 2 of an ordinance, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John Eichleay, Jr. Company for a certain portion of Water street, Sixteenth Ward, Pittsburgh, and fixing the term and rentals thereof," approved the 19th day of October, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 2 of an ordinance entitled, "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John Eichleay, Jr. Company for a certain portion of Water street, Sixteenth Ward, Pittsburgh, and fixing the term and rentals thereof", approved the 19th day of October, 1920, which reads as follows, to-wit:—

"Section 2. The said lease shall be for a term of ten (10) years from January 1, 1920, and shall provide for the payment to the City Treasurer of an annual rental of \$1,940.00, payable in equal quarterly installments during the whole term.

Before delivery of lease, the John Eichleay, Jr. Company shall pay to the City the sum of \$1,940.00, for use and occupation of premises for year 1919,"

shall be and the same is hereby amended to read as follows, to-wit:

"Section 2. The said lease shall be for a term of ten (10) years from January 1, 1920, and shall provide for the payment to the City Treasurer of an annual rental of \$1,940.00, payable in equal quarterly installments during the whole term."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 372.

No. 187

AN ORDINANCE—Authorizing the purchase from Edward Richard of a certain tract or piece of land situate in the Twenty-seventh Ward, and having erected thereon a two-story frame house, for the sum of Two thousand (\$2,000.00) dollars, and making the appropriation therefor.

Whereas, Edward Richard of the City of Pittsburgh, has offered to sell to the said City a certain tract or piece of land situate in the Twenty-seventh Ward, for the sum of Two thousand (\$2,000.00) dollars, said land being the land conveyed by Luella Hughes and Samuel Hughes, her husband, to Edward Richard by deed of March 31st, 1906, and which said land is described as follows:

Beginning on the northerly side of Eckert street at a point 62.15 feet west from the west line of the Ninth Ward School lot and at the corner of the property of the City of Pittsburgh; thence south 87 degrees 45 minutes west 22.18 feet to the line of the property of the City of Pittsburgh; thence extending by even and parallel lines at right angles to Eckert street, northwardly for a distance of 50 feet, and having erected thereon a two-story frame house; and,

Whereas, the said City agrees to accept the said offer and purchase said land, now therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the City hereby authorizes a deed of general warranty to be made by the said Edward Richard to the City of Pittsburgh for the said ground as hereinbefore described, and upon delivery of said deed, properly executed by the grantor and approved by the City Solicitor, the Mayor is hereby authorized to draw and the City Controller to countersign a warrant in favor of said Edward Richard for the sum of Two thousand (\$2,000.00) dollars, the same to be charged to Bond Fund known and designated as "Playground Improvement Bond, 1919", Code Account 201.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 373.

No. 188

AN ORDINANCE — Further supplementing an ordinance entitled "An Ordinance creating the Firemen's Disability Board, defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled or injured employes of the Bureau of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund", approved the 5th day of January, A. D. 1903, and recorded in O. B., Volume 15, Page 70, and the several supplements and amendments thereto, providing that the beneficiaries of the Firemen's Disability Fund, created by said ordinance of January 5th, 1903, and the several supplements and amendments thereto, may designate the person or persons to whom death benefits are to be paid in accordance with the provisions of said ordinances.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the members of the Firemen's Disability Fund, created under and by virtue of an ordinance entitled, "An Ordinance creating the Firemen's Disability Board, defining the duties of the officers thereof, designating the medical examiner of the Department of

Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled or injured employes of the Bureaus of Fire and Electricity, and providing the mode and manner for the payment of beneficiaries and for the care and management of said fund", approved the 5th day of January, A. D. 1903, and recorded in O. B., Volume 15, Page 70, and the several supplements and amendments thereto, shall be and they are hereby authorized and empowered to designate the person or persons who shall collect the death benefits of One thousand (\$1,000.00) dollars, which are to be paid in accordance with the provisions of the foregoing recited ordinance and the several supplements and amendments thereto, the same to be done by will or by paper executed in the presence of two witnesses and acknowledged before an Alderman, Justice of the Peace or Notary Public, and filed with the Secretary of the Firemen's Disability Board of the City of Pittsburgh as created by authority of said ordinance and the several supplements and amendments thereto, and accepted by the Secretary with his endorsement thereon.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 374.

No. 189

AN ORDINANCE — Establishing the opening grades on Ancy way, Dickson street, Mullins street, Plough street and Pitler street, as laid out and proposed to be dedicated as legally opened highways by the Pittsburgh City Garden Company in a plan of lots of their property in the Twenty-seventh Ward of the City of Pittsburgh named "Garden Square Plan of Lots."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That upon the approval of the "Garden Square Plan of Lots" proposed to be laid out by the Pittsburgh City Garden Company in the 27th Ward of said City, the grades to which Ancy way, Dickson street, Mullins street, Plough street and Pitler street as shown there-

on shall be accepted as opened public highways, shall be as hereinafter set forth:

ANCY WAY.

The grade of the northerly curb line shall begin on the easterly curb line of Plough street at an elevation of 204.99 feet; thence rising at the rate of 3.508% for a distance of 452.65 feet to a point of curve to an elevation of 220.87 feet; thence by a convex parabolic curve for a distance of 37.60 feet to the westerly curb line of Mullins street to an elevation of 220.59 feet.

DICKSON STREET.

The grade of the southerly curb line shall begin on the easterly curb line of Pitler street at an elevation of 164.58 feet; thence rising at the rate of 7% for a distance of 9.02 feet to an elevation of 165.21 feet; thence rising at the rate of 14% for a distance of 206.66 feet to a point of curve to an elevation of 194.15 feet; thence by a convex parabolic curve for a distance of 80.35 feet to a point of tangent to an elevation of 200.62 feet; thence rising at the rate of 2.11% for a distance of 491.41 feet to the westerly curb line of Mullins street to an elevation of 210.99 feet.

MULLINS STREET.

The grade of the westerly curb line shall begin on the northerly curb line of Woodland avenue at an elevation of 231.35 feet; thence falling at the rate of 3% for a distance of 10 feet to an elevation of 231.05 feet; thence falling at the rate of 8% for a distance of 250.81 feet to the southerly curb line of Dickson street to an elevation of 210.99 feet.

PLOUGH STREET.

The grade of the easterly curb line shall begin on the northerly curb line of Woodland avenue at an elevation of 210.25 feet; thence falling at the rate of 4.30% for a distance of 223.81 feet to the southerly curb line of Dickson street to an elevation of 200.62 feet.

PITLER STREET.

The grade of the westerly curb line shall begin on the northerly curb line of Woodland avenue at an elevation of 170.14 feet; thence rising at the rate of 13% for a distance of 39.22 feet to a point of curve to an elevation of 175.24 feet; thence by a convex parabolic curve for a distance of 97.36 feet to a point of tangent to an elevation of 175.73 feet; thence falling at the rate of 12% for a distance of 92.90 feet to the southerly curb line of Dickson street to an elevation of 164.58 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 375.

No. 190

AN ORDINANCE—Amending Section

100, Department of Public Works, Bureau of Tests, of Ordinance No. 434, entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof", which became a law January 2, 1920 and which was amended by Ordinance No. 472, which became a law January 3, 1921, so as to provide an Inspector Chemist in the Bureau of Tests.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 100, Department of Public Works, Bureau of Tests, of Ordinance No. 434, entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof", which became a law January 2, 1920 and which was amended by Ordinance No. 472, which became a law January 3, 1921, be amended by adding

"Inspector Chemist, \$1,692.00 per Annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 16, 1921.

Approved May 25, 1921.

Ordinance Book 32, Page 376.

No. 191

AN ORDINANCE—Authorizing an increase of the indebtedness of the City of Pittsburgh in the sum of

EIGHTY-ONE THOUSAND DOLLARS (\$81,000.00).

and the issuance of bonds of said City in said amount to provide for the im-

provement of Bigelow Boulevard, and providing for the payment of the principal and interest of said bonds.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of EIGHTY-ONE THOUSAND DOLLARS (\$81,000.00),

to provide for the completion of the grading of the hillside, building of retaining walls, laying of sidewalks and curbing, regrading and repaving the roadways at the intersection of Seventh avenue, and otherwise improving Bigelow boulevard between Tunnel street and Craig streets, including the payment of property damages.

Section 2. That bonds of the City of Pittsburgh in the aggregate principal amount of EIGHTY-ONE THOUSAND DOLLARS (\$81,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Two thousand seven hundred dollars (\$2,700.00)

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense there-

of to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as
BIGELOW BOULEVARD IMPROVEMENT BOND, 1921.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 1/3%) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.
UNITED STATES OF AMERICA

\$ \$
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

BIGELOW BOULEVARD IMPROVE-
MENT BOND, 1921.

KNOW ALL MEN BY THESE PRES-
ENTS that the City of Pittsburgh, a
municipal corporation created by and
existing under the laws of the State of
Pennsylvania, is indebted to the bearer
in the sum of
dollars (\$.....), lawful
money of the United States of
America, which sum the said City of
Pittsburgh promises to pay to the
said bearer at the office of the City
Treasurer of said City on the first day
of May, A. D. 19....., with inter-
est thereon from the date hereof at
the rate of five per centum (5%) per
annum, payable semi-annually to the
bearer of the annexed coupons at the
time and place therein specified with-
out any deduction for any taxes which
may be levied thereon by the State of
Pennsylvania pursuant to any present
or future law the payment of which
is hereby assumed by the City of Pitts-
burgh. And for the true and faithful
payment of the principal of this bond
and the semi-annual interest thereon,
as aforesaid, the faith, honor, credit
and property of the said City of Pitts-
burgh are hereby pledged.

Any one or more of the coupon
bonds of the series of which this is
one may, at the option of the holder,
be exchanged at any time for a regis-
tered bond or bonds of the same ma-
turity and of the denomination of one
hundred dollars (\$100.00) or a mul-
tiple thereof, not exceeding the aggre-
gate principal amount of the coupon
bond or bonds surrendered in ex-
change therefor, by surrendering the
said coupon bond or bonds with all
coupons not then due at the office
of the City Controller of said City.

This bond is one of a series of
bonds amounting in the aggregate to
EIGHTY-ONE THOUSAND DOLLARS
(\$81,000.00).

issued by the City of Pittsburgh for
valid municipal purposes by virtue of
in pursuance of an Act of the General
Assembly of the Commonwealth of
Pennsylvania entitled, "An Act to regu-
late the manner of increasing the in-
debtedness of municipalities, to pro-
vide for the redemption of the same
and to impose penalties for the illegal
increase thereof," approved April 20,

1874, and the several supplements and
amendments thereof; and by virtue of
an Act of the General Assembly of
the Commonwealth of Pennsylvania
entitled, "An Act for the government
of cities of the second class," approved
March 7, 1901, and the supplements
and amendments thereof; and an Act
of the General Assembly of the Com-
monwealth of Pennsylvania entitled,
"An Act to authorize the registry or
transfer of certain bonds," approved
May 1, 1873; and by virtue of a special
election duly called and held in said
City on July 8, 1919; and in pursuance
of an ordinance of the City of Pitts-
burgh, entitled, "An Ordinance author-
izing and directing an increase of the
indebtedness of the City of Pittsburgh
in the sum of

EIGHTY-ONE THOUSAND DOLLARS
(\$81,000.00).

and the issuance of bonds of said City
in said amount to provide for the im-
provement of Bigelow boulevard, and
providing for the payment of the
principal and interest of said bonds,"
duly enacted by the Council thereof
and approved by the Mayor thereof on
....., 1921, and duly
recorded and published in the manner
required by law.

It is hereby certified and recited
that every requirement of law affect-
ing the issue hereof has been duly
complied with; that provision has been
made for the collection of an annual
tax sufficient to pay the interest and
also the principal hereof at maturity;
that the total amount of indebtedness
of the City of Pittsburgh, including
the entire issue of the bonds of which
this is one, is less than seven per
centum (7%) of the last preceding
assessed valuation of the taxable prop-
erty therein; and that this bond and
the debt created thereby are within
every debt and other limit prescribed
by the Constitution and laws of the
Commonwealth of Pennsylvania.

Given under the corporate seal of
the City of Pittsburgh, signed by the
Mayor thereof and countersigned by
the City Controller, as of the first day
of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.
(Form of Coupon)

On the first day of.....
19....., the City of Pittsburgh, Penn-
sylvania, will pay to the bearer at the

office of the City Treasurer of said City,dollars (\$.....), lawful money of the United States of America, for six months' interest on its BIGELOW BOULEVARD IMPROVEMENT BOND

dated as of May 1, 1921, numbered.

City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No. No.

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF PENNSYLVANIA

CITY OF PITTSBURGH

BIGELOW BOULEVARD IMPROVEMENT BOND, 1921.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania is indebted to..... in the sum of..... Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May,..... A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to

EIGHTY-ONE THOUSAND DOLLARS (\$81,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the in-

debtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

EIGHTY-ONE THOUSAND DOLLARS (\$81,000.00),

and the issuance of bonds of said City in said amount to provide for the improvement of Bigelow boulevard, and providing for the payment of the principal and interest of said bonds," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller as of the first day of May....., 1921.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

City Controller.
Registered this.....day of.....
.....A. D. 19....., at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

Registrar.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921

Approved May 26, 1921

Ordinance Book 32, Page 377.

No. 192

AN ORDINANCE — Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00).

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening and improving Diamond street, from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of

FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00).

for the purposes, among others, described in the following ordinance, and provided that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held

and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00), to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening and improving the street below described, including, as may be required in the case of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying, sidewalks, laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said street being the following, namely: Diamond street from Grant street to Smithfield street.

Section 2. That the bonds of the City of Pittsburgh in the aggregate principal amount of

FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00) or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Thirteen thousand nine hundred dollars (\$13,900.00)

each, one of which shall mature on the first day of May in each of the years 1922 to 1951 inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder

for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due, at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

**DIAMOND STREET IMPROVEMENT
BOND—SERIES 3.**

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, Commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and

the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No. No.

UNITED STATES OF AMERICA

\$ \$

COMMONWEALTH OF

PENNSYLVANIA

CITY OF PITTSBURGH

**DIAMOND STREET IMPROVEMENT
BOND—SERIES 3.**

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, is indebted to the bearer in the sum of dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19..... with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place therein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FOUR HUNDRED AND SEVENTEEN THOUSAND DOLLARS (\$417,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening and improving Diamond street from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on.....1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the

Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.
(Form of Coupon)

On the first day of.....
19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasury of said City,dollars
(\$.....), lawful money of the United States of America, for six months' interest on its

DIAMOND STREET IMPROVEMENT
BOND—SERIES 3.

dated as of May 1, 1921, numbered

.....
City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be substantially in the following form:

No..... No.....
UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

DIAMOND STREET IMPROVEMENT
BOND—SERIES 3.

KNOW ALL MEN BY THESE PRESENTS that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to.....
in the sum of.....
Dollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said.....
..... legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May....., A. D. 19....., with interest thereon at the rate of five per centum (5%) per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present

or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to
FOUR HUNDRED AND SEVENTEEN
THOUSAND DOLLARS (\$417,000.00),

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," approved April 20 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

FOUR HUNDRED AND SEVENTEEN
THOUSAND DOLLARS (\$417,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening and improving Diamond street from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on....., 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and

also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh signed by the Mayor thereof and countersigned by the City Controller as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....
.....A. D. 19..... at the
office of the City Treasurer of the
City of Pittsburgh, Pennsylvania.

.....
Registrar.

Section 8. That an ordinance of the City of Pittsburgh, entitled "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of
FOUR HUNDRED AND SEVENTEEN
THOUSAND DOLLARS (\$417,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expenses (including engineering expenses) of opening, widening and improving Diamond street, from Grant street to Smithfield street, and providing for the redemption of said bonds and the payment of interest thereon," enacted by Council and approved by the Mayor on March 10, 1921, is hereby repealed, and any ordinance or part of an ordinance conflicting with the provisions of this ordinance be, and the same is hereby repealed, so far as the same is inconsistent herewith.

Passed May 23, 1921.

Approved May 26, 1921.

Ordinance Book 32, Page 382.

No. 193

AN ORDINANCE—Acknowledging further indebtedness to the M. O'Herron Company in the sum of \$10,141.97 as final payment of full compensation for all work done, materials furnished and their rights under Contract No. 5322, Mayor's office file No. 274, for the grading, paving and curbing of Melwood street, from Ridgeway street to Denver street, providing for the payment of the same and authorizing the Controller, if necessary, to acknowledge the assignment of said indebtedness.

Whereas—Ordinance No. 158, approved May 11, 1921, annulled said contract and acknowledged an indebtedness to the said M. O'Herron Company in the sum of \$59,593.45, and

Whereas the said M. O'Herron Company has agreed in writing to accept the sum of \$68,750.00 and interest thereon at the rate of 6%, from February 16, 1921 to May 12, 1921, amounting to \$985.42, making a total claim of \$69,735.42, which is \$10,141.97 in excess of the aforesaid acknowledged indebtedness of \$59,593.45, as full compensation for all work done, materials furnished and their rights under said contract, now therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City of Pittsburgh hereby acknowledges itself further indebted to the M. O'Herron Company in the sum of \$10,141.97 for final payment of full compensation for all work done, materials furnished and their rights under contract No. 5322, Mayor's office file No. 274, the said sum of money to bear interest from the date of the approval of this ordinance by the Mayor, and the City of Pittsburgh agrees to provide for the payment of said further indebtedness in the budget for the year 1922, and the Controller is authorized on request of the M. O'Herron Company, to accept an assignment of said indebtedness in favor of any bank or other corporation or individual willing to accept the same.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 28, 1921.

Ordinance Book 32, Page 388.

No. 194

AN ORDINANCE—Repealing Ordinance No. 302, entitled "An Ordinance widening Carson street East, in the 17th Ward of the City of Pittsburgh, from South First Street to the south approach to the Smithfield Street Bridge" approved October 2nd, 1919.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 302, entitled "An Ordinance widening Carson street East, in the 17th Ward of the City of Pittsburgh, from South First street to the south approach to the Smithfield Street Bridge" approved October 2nd, 1919, be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 389.

No. 195

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of two sewage ejectors for the Comfort Stations.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract or contracts for the furnishing of two (2- sewage ejectors for the Public Comfort Station, at a cost not to exceed the sum of Six thousand (\$6,000.00) dollars, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class", approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided; same to be chargeable to and payable from code account No. 1723.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 389.

No. 196

AN ORDINANCE—Repealing that portion of Ordinance No. 284, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts, for making certain repairs to the Penn avenue, Millvale avenue and Twenty eighth street bridges crossing over the Pennsylvania Railroad; also, the Wilmot Street Bridge over Cunliffe Hollow, and the steps leading from Highland Avenue Bridge to Ravenna street, and providing for the payment of the costs thereof", approved August 18th, 1919, which pertains to "Penn Avenue Bridge over the Pennsylvania Railroad repairs and reconstruction of floor system, \$12,500.00."

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That that portion of Ordinance No. 284, entitled "An Ordinance authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts, for making certain repairs to the Penn Avenue, Millvale Avenue and Twenty-eighth Street Bridges crossing over the Pennsylvania Railroad; also, the Wilmot Street Bridge over Cunliffe Hollow, and the steps leading from Highland Avenue Bridge to Ravenna street, and providing for the payment of the costs thereof," approved August 18th, 1919, and recorded in Ordinance Book Volume 30, Page 495, which pertains to Penn Avenue Bridge over the Pennsylvania Railroad repairs and reconstruction of floor system, \$12,500.00", shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 390.

No. 197

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of shelter sheds in the following playgrounds, Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run and Schielein, and authorizing the setting aside of \$8,250.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of shelter sheds in the following playgrounds: Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run and Schielein, for a sum not to exceed \$8,250.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said city.

Section 2. That the sum of \$8,250.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 391.

No. 198

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works

to advertise for proposals and to award a contract or contracts for the improvement of Washington Boulevard, from Heth's Run Bridge eastwardly to present paving in Highland Park, and authorizing and setting aside the sum of \$81,000.00 from the proceeds of the sale of Highland Park Improvement Bonds, 1919", Appropriation No. 213, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the improvement of Washington Boulevard, from Heth's Run Bridge eastwardly to present paving in Highland Park, for a sum not to exceed \$81,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That the sum of \$81,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of "Highland Park Improvement Bonds, 1919", Appropriation No. 213, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 391.

No. 199

AN ORDINANCE—Appropriating and setting aside from the proceeds of Arlington Avenue Improvement Bonds, 1919, Bond Fund Appropriation No. 225, the sum of \$21,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Arlington Avenue Improvement Bonds, Bond Fund Appropriation No. 225, the sum of Twenty-one thousand (\$21,000.00) dollars, for the purpose of paying the engineering expenses including salaries, wages, supplies, materials, equipment and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.*

Section 2. That said appropriation shall be known as Bond Fund "No. 225-A" Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 392.

No. 200

AN ORDINANCE—Appropriating and setting aside from the proceeds of Boulevard of the Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of \$10,000.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials and Miscellaneous Services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Boulevard of Allies Bonds, 1919, Bond Fund Appropriation No. 207, an additional sum of Ten thousand (\$10,000.00) dollars for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials and miscellaneous services required for Engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the*

prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 207-A", Engineering Expenses, Salaries, Wages, Supplies, Materials and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 333.

No. 201

AN ORDINANCE—Appropriating and setting aside from the proceeds of the sale of "Highland Park Improvement Bonds, 1919", Bond Fund Appropriation No. 213, the sum of \$2,000.00 for the payment of Engineering Expenses, including salaries, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of "Highland Park Improvement Bonds, 1919," Bond Fund Appropriation No. 213-A, the sum of \$2,000.00 for the purpose of paying the engineering expenses, including salaries, supplies, materials, equipment and miscellaneous services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said Bonds.

Section 2. Said appropriation shall be known as No. 213-A, Engineering Expenses, salaries, supplies, materials, equipment and miscellaneous services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 393.

No. 202

AN ORDINANCE—Appropriating and setting aside from the proceeds of Baker Street Improvement Bonds, 1919, Bond Fund Appropriation No. 220, the sum of \$6,000.00 for the payment of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of Baker Street Improvement Bonds, Bond Fund Appropriation No. 220, the sum of Six thousand (\$6,000.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund "No. 220-A," Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment, and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 394.

No. 203

AN ORDINANCE—Appropriating and setting aside from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, the sum of \$7,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

there is hereby appropriated and set aside from the proceeds received from the sale of Island Avenue Bridge Bonds, Bond Fund Appropriation No. 219, the sum of Seven thousand (\$7,000.00) dollars for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said Bonds.

Section 2. That said appropriation shall be known as Bond Fund "No. 219-A", Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment, and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 23, 1921.

Ordinance Book 32, Page 395.

No. 204

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, and establishing the grade of Morgan street, from the northerly line of the "Harry Lebman Plan of Lots" to Wylie avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway, and the grade of the westerly curb line of Morgan street, from the northerly line of the "Harry Lebman Plan of Lots" to Wylie avenue, be and the same are hereby fixed and established as follows, to-wit:

The sidewalks shall have a uniform width of 14.00 feet and shall lie along their respective street lines.

The roadway shall have a uniform width of 22.00 feet and shall occupy the central portion of the street between the sidewalks.

Section 2. The grade of the westerly curb line shall begin at the northerly line of the "Harry Lebman Plan of Lots" at a point on a convex para-

bolic curve at an elevation of 381.75 feet thence by said curve for a distance of 62.33 feet to a point of tangent to an elevation of 385.28 feet; thence rising at the rate of 1.00% for a distance of 119.30 feet to a point of curve to an elevation of 386.47 feet; thence by a convex parabolic curve for a distance of 40.00 feet to a point of tangent to an elevation of 384.77 feet; thence falling at the rate of 9.50% for a distance of 81.16 feet to a point of curve to an elevation of 377.06 feet; thence by a concave parabolic curve for a distance of 24.04 feet to a point of tangent on the southerly curb line of Wylie avenue to an elevation of 375.32 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 395.

No. 205

AN ORDINANCE—Establishing the grade of Uvilla street, from Ramona street to Lorenz avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the westerly curb line of Uvilla street, from Ramona street to Lorenz avenue, be and the same is hereby established as follows, to-wit:

Beginning on the southerly line of Ramona street at an elevation of 303.97 feet; thence falling at the rate of 12.00 feet per 100 feet for the distance of 277.76 feet to a point of curve to an elevation of 270.64 feet; thence by a concave parabolic curve for the distance of 60.00 feet to a point of tangent to an elevation of 266.89 feet; thence falling at the rate of 0.50 feet per 100 feet for the distance of 153.06 feet to the northerly curb line of Lorenz avenue to an elevation of 266.12 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 396.

No. 206

AN ORDINANCE — Establishing the grade of Sentinel way, from Joseph street to Orphan street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the south line of Sentinel way, from Joseph street to Orphan street, be and the same is hereby established as follows, to-wit:

Beginning on the east curb line of Joseph street at an elevation of 214.17 feet (curb as set); thence rising at the rate of 2 feet per 100 feet for the distance of 30 feet to a point of curve to an elevation of 214.77 feet; thence by a convex parabolic curve for the distance of 40 feet to a point of tangent to an elevation of 214.89 feet; thence falling at the rate of 1.4 feet per 100 feet for the distance of 168.14 feet to a point of curve to an elevation of 212.54 feet; thence by a convex parabolic curve for the distance of 50 feet to a point of tangent to an elevation of 210.50 feet; thence falling at the rate of 6.75 feet per 100 feet for the distance of 54.35 feet to the west curb line of Orphan street to an elevation of 206.83 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 397.

No. 207

AN ORDINANCE — Authorizing and directing the Grading, and Paving of Clark way from Miller street to Overhill street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Clark way, from Miller street to Overhill street be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to

advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-eight hundred (\$3,800.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 397.

No. 208

AN ORDINANCE — Authorizing and directing the Grading to a width of 34 feet, Paving and Curbing of Morrison street from "B" street to St. Mark's place and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Morrison street, from "B" street to St. Mark's place be graded to a width of 34', paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 34', paving and curbing of said street between said points, the con-

tract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Eighteen thousand (\$18,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 398.

No. 209

AN ORDINANCE—Terminating a lease made between the City of Pittsburgh and the Douglas Garage, Inc., a corporation, and repealing the Ordinance authorizing the same, entitled, "An Ordinance authorizing and directing the leasing to the Douglas Garage, Inc., of the Duquesne Market and fixing the terms thereof," approved October 6, 1920, as recorded in the City Clerk's Office in Ordinance Book Volume 31, Page 602, and authorizing, upon a proper release being first given, a warrant in favor of the Douglas Garage, Inc., in the sum of \$1894.56.

Whereas, An Ordinance entitled, "An Ordinance authorizing and directing the leasing to the Douglas Garage, Inc., of the Duquesne Market and fixing the terms thereof," approved October 6, 1920, as recorded in the City Clerk's Office in Ordinance Book Volume 31, Page 602 authorized a lease to be made between the City of Pittsburgh and the Douglas Garage, Inc., upon certain terms more fully set forth in said Ordinance; and

Whereas, Under the authority of said Ordinance a lease was duly entered into between the City of Pittsburgh and the Douglas Garage, Inc., dated the fifth day of October, 1920, whereby the Douglas Garage had

leased to it for a term of ten years beginning November 1, 1920, the Duquesne Market situate on the Allegheny River Wharf, between Sixth street and Seventh street, in the Second Ward of the City of Pittsburgh, for the rental of \$200.00 per month, as set forth in said lease; and

Whereas, the said lease stipulates, "This lease is made upon the expressed condition and agreement that the said lease may be terminated by the City at any time during the term whenever in the judgment of the corporate authorities of the City the leased premises may be necessary or required for the use of the general public. Upon the enactment of an Ordinance by the City Council declaring this lease to be terminated and upon notice thereof to the Lessee, the lease shall immediately determine and Lessee shall thereupon immediately give up possession of the premises, which the Lessee hereby covenants to do," and

Whereas, It is hereby declared that in the judgment of the corporate authorities of the City of Pittsburgh, the said leased premises are necessary and required for the use of the general public; and

Whereas, The said Douglas Garage, Inc., has informed the City of Pittsburgh, the Lessor in said lease, of its willingness to surrender possession of said premises and execute and deliver a release of all claims under said lease in consideration of being paid the sum of \$1,894.56. expended by it for architect's fees in making plans for repair work as well as for rent heretofore paid to the City of Pittsburgh although it has not yet had possession of the premises; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That in the judgment of the corporate authorities of the City of Pittsburgh, the premises heretofore leased by the City of Pittsburgh to the Douglas Garage, Inc., known as the Duquesne Market, and situate on the Allegheny River Wharf, between Sixth street and Seventh street, in the Second Ward of the City of Pittsburgh, leased by the City of Pittsburgh to the Douglas Garage, Inc., are hereby declared necessary and required for the use of the general public.

Section 2. The lease for the above premises to the Douglas Garage, Inc., made October 5, 1920, by the City of

Pittsburgh is hereby declared terminated upon the condition hereinafter set forth.

Section 3. Upon a release being made, executed and delivered by the Douglas Garage, Inc., properly authorized, by its Board of Directors, and satisfactory to the City Solicitor, rendered and delivered to the City of Pittsburgh and the surrender forthwith of the possession of said premises to the City of Pittsburgh the Mayor shall be and is hereby authorized to issue and the City controller to countersign a warrant in favor of the Douglas Garage, Inc., in the sum of \$1,894.56, which shall be charged against Code Account No. 42, (Contingent Fund).

Section 4. The Ordinance entitled, "An Ordinance authorizing and directing the leasing to the Douglas Garage, Inc., of the Duquesne Market and fixing the terms thereof," approved October 6, 1920, and recorded as aforesaid, shall be and the same is hereby repealed.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Pased May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 399.

No. 210

AN ORDINANCE—Granting unto the Pennsylvania Lubricating Company, its successors and assigns, the right to construct, maintain and use bridge over and above Spruce Way, approximately 155.71 feet eastwardly from the eastern line of Thirty-third street, for the purpose of conveying materials, etc., between the buildings of the Pennsylvania Lubricating Company, said buildings being located on opposite sides of Spruce way, Sixth Ward, City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Pennsylvania Lubricating Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use bridge over and above Spruce way, approximately 155.71 feet eastwardly*

from the eastern line of Thirty-third street, for the purpose of conveying materials, etc., between the buildings of the said Pennsylvania Lubricating Company, said buildings being located on opposite sides of Spruce way; said bridge to have no supports or posts within the street lines and to have a minimum clearance of sixteen (16') feet. The said bridge shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-168, Folder "A", in the files of the Division of Public Utilities, Department of Public Works, entitled "Plan of Proposed Overhead Bridge across Spruce way for the Pennsylvania Lubricating Company, Sixth Ward, City of Pittsburgh".

Section 2. The said Company, prior to beginning the construction of said bridge, shall submit to the Director of the Department of Public Works of the said city a complete set of plans in triplicate showing the location and all details of construction of the said bridge, and said plans and the construction of the said bridge shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of said bridge on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surfaces and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said bridge. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said bridge upon giving six (6) month's notice through the proper officers pursuant to resolution or or-

dinance of Council to the said Pennsylvania Lubricating Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of said six months, forthwith, remove the said bridge and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said bridge, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the Pennsylvania Lubricating Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 23, 1921.

Approved May 31, 1921.

Ordinance Book 32, Page 401.

No. 211

AN ORDINANCE—Amending Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of Ordinance No. 434, entitled "An Ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof", which became a law January 2, 1920, and which was amended by Ordinance No. 472, which became a law January 3, 1921, by reducing the number of Assistant Engineers from eight (8) to six (6) and by adding two (2) Special Construction Engineers and fixing the rate of compensation thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of Ordinance No. 434, entitled, "An ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920, and which was amended by Ordinance No. 472, which became a law January 3, 1921, be amended in the following manner:

that line '4 which reads

"Eight (8) Assistant Engineers.....
.....\$2,544.00 each per annum"

be amended to read

"Six (6) Assistant Engineers.....
.....\$2,544.00 each per annum"

and that the following line be added thereto

"Two (2) Special Construction Engineers.....\$3,000.00 each per annum".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 1, 1921.

Ordinance Book 32, Page 402.

No. 212

AN ORDINANCE—Amending Section 59, Department of Public Works, Division of Streets, and Section 60, Department of Public Works, Division of Parks and Playgrounds, of Ordinance No. 434, entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920, and which was amended by Ordinance No. 50, which became a law March 5, 1920, by creating the position of Estimate Checker, an additional position of Assistant Chief Inspector and an additional position of Public Works Inspector and fixing rate of compensation thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Section 59, Department of Public Works, Division of Streets, and Section 60, Department of Public Works, Division of Parks and Playgrounds, of Ordinance No. 434, entitled "An Ordinance

nance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof", which became a law January 2, 1920, and which was amended by Ordinance No. 50, which became a law March 5, 1920, be amended in the following manner:

Section 59, Department of Public Works, Division of Streets, that line 8 which reads

"Assistant Chief Inspector.....
.....\$2,034.00 per annum"

be amended to read

"Two Assistant Chief Inspectors.....
.....\$2,034.00 each per annum".

that the following line be added thereto

"Estimate Checker.....
.....\$2,544.00 per annum."

Section 60, Department of Public Works, Division of Parks and Playgrounds, that the following line be added thereto

"Public Works Inspector.....
.....\$1,692.00 per annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same, is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 403.

No. 213

AN ORDINANCE—Appropriating and setting aside from the proceeds of Street Improvement Bonds, Series "C", Bond Fund Appropriation No. 194, the sum of Three hundred ninety-nine thousand (\$399,000.00) dollars for the payment of the cost, damages and expense of the repaving, repairing and otherwise improving of Brownsville avenue, from Warrington avenue to Carson street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds of Street Improvement Bonds, Series "C", Bond Fund Appropriation No. 194, the sum of Three hundred ninety-nine thousand (\$399,000.00) dollars for the pay-

ment of the cost, damages and expense of the repaving, repairing and otherwise improving of Brownsville avenue, from Warrington avenue to Carson street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 404.

No. 214

AN ORDINANCE—Appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds 1919, Bond Fund Appropriation No. 191, the sum of \$2,000.00 for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, the sum of Two thousand (\$2,000.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund "No. 191-A", Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 404.

No. 215

AN ORDINANCE—Appropriating and setting aside from the proceeds of Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201, an additional sum of \$25,000.00 for the payment of Engineering Expenses, including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201, an additional sum of Twenty-five thousand (\$25,000.00) dollars, for the purpose of paying the Engineering Expenses including Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as "No. 201-A", Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 405.

No. 216

AN ORDINANCE—Providing for the letting of a contract for the furnishing of one (1) Motor Lawn Mower for the Bureau of Parks.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder

for the furnishing of one (1) Motor Lawn Mower for the Bureau of Parks at a cost not to exceed the sum of Twenty-four Hundred (\$2,400.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved March 7th, A. D. 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided, the same to be chargeable to and payable from Code Account No. 1796, Bureau of Parks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 406.

No. 217

AN ORDINANCE — Authorizing the making of a contract or contracts for the laying and construction of cement sidewalks in the City of Pittsburgh, and providing for the payment thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the laying of certain cement sidewalks in the City of Pittsburgh at such times as may be ordered by the Director of the Department of Public Works between the fifteenth day of June, nineteen hundred and twenty-one, and the first day of November, nineteen hundred and twenty-one, the said contract price or prices not to exceed the total sum of Five thousand dollars (\$5,000.00), being the estimated cost of said work, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the different supplements and amendments thereto and the ordinances of Council in such cases made and provided.

Section 2. That the sum of five thousand dollars (\$5,000.00), or so much of the same as may be neces-

sary., shall be and is hereby set apart and appropriated for the payment or payments required for the performance of the above mentioned work, and the said amount or amounts be paid out of Appropriation No. 1645, Laying Sidewalks.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 406.

No. 218

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of certain streets and avenues, and authorizing the setting aside of the aggregate sum of One hundred thirty-four thousand (\$134,000.00) dollars, from the proceeds of "Street Improvement Bonds, 1919, Bond Fund Appropriation No. 194, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the repaving of the following streets and avenues, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City:*

Streets and Avenues to be Repaved	Estimated Cost
Cape May avenue, from West Liberty avenue to Dagmar avenue	\$30,000.00
Dagmar avenue, from Cape May avenue to Sebring ave- nue	7,000.00
Beaver avenue, from Juniata street to Sheffield street....	24,000.00
East street, Easterly shoul- der from Royal street to Creek street	64,000.00

Ward street, from Semple
street to Frazier street
(Additional Appropriation
for Ward street).....

Total.....\$134,000.00

Section 2. That for the payment of the costs thereof, the respective sums set forth in Section 1 of this ordinance, amounting in the aggregate to One hundred thirty-four thousand (\$134,000.00) dollars, or so much thereof as may be necessary, shall be and the same are hereby set apart and appropriated from the proceeds received from the sale of "Street Improvement Bonds, 1919, "Bond Fund Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 407.

No. 219

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Public Comfort Station at Kelly street near Homewood avenue, and authorizing the setting aside of Fifteen thousand (\$15,000.00) dollars from the proceeds of "Public Comfort Station Bonds, 1919, Bond Fund Appropriation No. 202, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Public Comfort Station at Kelly street near Homewood avenue, for a sum not to exceed Fifteen thousand (\$15,000.00) dollars, and to enter into a contract*

or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Fifteen thousand (\$15,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of "Public Comfort Station Bonds, 1919", Bond Fund Appropriation No. 202, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 408.

No. 220

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Public Comfort Station at West Carson street near South Main street, and authorizing the setting aside of Fifteen thousand (\$15,000.00) dollars from the proceeds of "Public Comfort Station Bonds, 1919", Bond Fund Appropriation No. 202, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Public Comfort Station at West Carson street near South Main street, for a sum not to exceed Fifteen thousand (\$15,000.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Fifteen thousand (\$15,000.00) dollars, or so much thereof as may be necessary is hereby set apart and appropriated from the proceeds received from the sale of "Public Comfort Station Bonds, 1919", Bond Fund Appropriation No. 202, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 409.

No. 221

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a Public Comfort Station at the corner of Wylie avenue and Crawford street, and authorizing the setting aside of Twenty thousand dollars (\$20,000.00) from the proceeds of "Public Comfort Station Bonds, 1919", Bond Fund Appropriation No. 202, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Public Comfort Station at the corner of Wylie avenue and Crawford street, for a sum not to exceed Twenty thousand dollars (\$20,000.00), and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Twenty thousand dollars (\$20,000.00), or so much thereof as may be necessary is hereby set apart and appropriated from the proceeds received from the sale of "Public Comfort Station Bonds,

1919", Bond Fund Appropriation No. 202, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 410.

No. 222

AN ORDINANCE—Providing for the letting of contracts for certain changes and improvements on portions of the North Side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let contracts to the lowest responsible bidders for certain changes and improvements on the north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of Cities of the Second Class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto, and the Ordinances of City Council in such cases made and provided, as follows, to-wit:

- (1) For cleaning up and patching holes;
- (2) For excavating and cinder fill;
- (3) For fencing;
- (4) For plumbing work;
- (5) For carpenter construction work.

The cost of the aforesaid work not to exceed the sum of Twenty-five thousand (\$25,000.00) dollars, and to be charged to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 411.

No. 223

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a public Bath House on Crawford street near Wylie avenue, and authorizing the setting aside of Twenty thousand (\$20,000.00) dollars from the proceeds of "Playground Improvement Bonds, 1919". Bond Fund Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a Public Bath House on Crawford street near Wylie avenue, for a sum not to exceed Twenty thousand (\$20,000.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Twenty thousand (\$20,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of "Playground Improvement Bonds, 1919" Bond Fund Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 411.

No. 224

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading and otherwise improving of Arlington Playground, and authorizing the setting aside of \$10,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the grading and otherwise improving of Arlington Playground, for a sum not to exceed \$10,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of \$10,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 412.

No. 225

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading and otherwise improving of Beechview Playground, and authorizing the setting aside of \$10,000.00 from the proceeds of the sale of Playground

Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the grading and otherwise improving of Beechview Playgrounds, for a sum not to exceed \$10,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of \$10,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 413.

No. 226

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the grading, construction of wading pool, and fences at the Fulton Street Playground, and authorizing the setting aside of \$20,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and

to award a contract or contracts to the lowest responsible bidder or bidders for the grading, construction of wading pool and fences at the Fulton Street Playground, for a sum not to exceed \$20,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said city.

Section 2. That the sum of \$20,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance,

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 414.

No. 227

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a grandstand and grading of the Homewood Playground, and authorizing the setting aside of \$8,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a grandstand and grading of the Homewood Playground, for a sum not to exceed \$8,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of \$8,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 414.

No. 228

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of fences, change in the location of existing road, and repairs to building in Lawrence Park Playground, and authorizing the setting aside of \$6,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of fences, change in the location of existing road, and repairs to building in Lawrence Park Playground, for a sum not to exceed \$6,500.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said city.

Section 2. That the sum of \$6,500.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and Controller are hereby authorized and directed to respectively issue and countersign warrants drawn

on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 415.

No. 229

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of fences at the Salt Works Playground, and authorizing the setting aside of \$2,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of fences at the Salt Works Playground, for a sum not to exceed \$2,500.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That the sum of \$2,500.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 416.

No. 230

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a wading pool, sidewalks and steps at the Troy Hill Basin Playground, and authorizing the setting aside of \$3,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a wading pool, sidewalks and steps at the Troy Hill Basin Playground, for a sum not to exceed \$3,500.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of \$3,500.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 417.

No. 231

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a wading pool at the Wabash Playground, and author-

izing the setting aside of \$2,500.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a wading pool at the Wabash Playground, for a sum no to exceed \$2,500.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That the sum of \$2,500.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 417.

No. 232

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a fence, repairing existing building and grading at Warrington Playground, and authorizing the setting aside of \$3,700.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the*

Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a fence, repairing existing building and grading at Warrington Playground, for a sum not to exceed \$3,700.00, and to enter into a contract or contracts with the laws and ordinances governing said City.

Section 2. That the sum of \$3,700.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 418.

No. 233

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for grading, constructing building and otherwise improving West Penn Playground, and authorizing the setting aside of \$23,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for grading, constructing building and otherwise improving West Penn Playground, for a sum not to exceed \$23,000.00 as follows: \$13,000.00 for grading, and \$10,000.00 for constructing building and to enter into a contract or contracts with the successful bidder or bidders for the performance*

of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of \$23,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrant drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 6, 1921.

Ordinance Book 32, Page 419.

No. 234

AN ORDINANCE — Establishing the grade of Oakfield way, from Blanco way to Chicora way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the southerly line of Oakfield way, from Blanco way to Chicora way, be and the same is hereby established as follows, to-wit:

Beginning on the easterly line of Blanco way at an elevation of 312.85 feet; thence rising at the rate of 9.90 feet per 100 feet for the distance of 247.64 feet to a point of curve to an elevation of 337.37 feet; thence by a convex parabolic curve for the distance of 80.00 feet to a point of tangent to an elevation of 342.53 feet; thence rising at the rate of 3.00 feet per 100 feet for the distance of 25.36 feet to the westerly curb line of Chicora way to an elevation of 343.29 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 420.

No. 235

AN ORDINANCE — Establishing the grade of Blanco way, from Sylvania avenue to Climax street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the northerly line of Blanco way, from Sylvania avenue to Climax street, be and the same is hereby established as follows, to-wit:

Beginning on the northerly curb line of Sylvania avenue at an elevation of 303.14 feet curb as set; thence rising at the rate of 5.00 feet per 100 feet for the distance of 10.00 feet to the northerly line of Sylvania avenue to an elevation of 303.64 feet; thence rising at the rate of 8.00 feet per 100 feet for the distance of 95.00 feet to a point of curve to an elevation of 311.24 feet; thence by a convex parabolic curve for the distance of 50.00 feet to a point of tangent to an elevation of 314.21 feet; thence rising at the rate of 3.895 feet per 100 feet for the distance of 125.00 feet to the southerly curb line of Lafferty avenue to an elevation of 319.08 feet (curb as set); thence falling to the northerly curb line of Lafferty avenue to an elevation of 318.87 feet (curb as set); thence rising at the rate of 6.64 feet per 100 feet for the distance of 130.62 feet to the southerly curb line of Brice way to an elevation of 327.74 feet; thence rising at the rate of 1.425 feet per 100 feet for the distance of 56.14 feet to the southerly curb line of Climax street to an elevation of 328.54 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 420.

No. 236

AN ORDINANCE — Establishing the grade of Chicora way, from Sylvania avenue to Lafferty avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the west curb line of

Chicora way, from Sylvania avenue to Lafferty avenue, be and the same is hereby established as follows, to-wit:

Beginning on the northerly curb line of Sylvania avenue at an elevation of 327.91 feet (curb as set); thence rising at the rate of 5.0 feet per 100 feet for the distance of 10.0 feet to the northerly line of Sylvania avenue to an elevation of 328.41 feet; thence rising at the rate of 12.40 feet per 100 feet for the distance of 120.0 feet to the southerly line of Oakfield way to an elevation of 343.29 feet; thence rising at the rate of 5.0 feet per 100 feet for the distance of 20.0 feet to the northerly line of Oakfield way to an elevation of 344.29 feet; thence rising at the rate of 12.40 feet per 100 feet for the distance of 120.0 feet to the southerly line of Lafferty avenue to an elevation of 359.18 feet; thence rising at the rate of 5.0 feet per 100 feet for the distance of 10.0 feet to the southerly curb line of Lafferty avenue to an elevation of 359.68 feet (curb as set.)

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 421.

No. 237

AN ORDINANCE—Re-establishing the grade on Mackinaw avenue, from Wenzell avenue to Fremont place.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the north curb line of Mackinaw avenue, from Wenzell avenue to Fremont place, be and the same is hereby re-established as follows, to-wit:

Beginning at the northeasterly curb line of Wenzell avenue at an elevation of 497.85 feet; thence by a concave parabolic curve for a distance of 67.20 feet to a point of tangent to an elevation of 497.64 feet; thence rising at a rate of 6.56 feet per 100 feet for a distance of 52.83 feet to the west building line of Fremont place to an elevation of 501.11 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 51.10 feet to the east curb

line of Fremont place to an elevation of 503.67 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 422.

No. 238

AN ORDINANCE—Establishing the the grade of Fairview avenue, from Pine Rue avenue to a point 400 feet westwardly from Uvilla street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the northerly curb line of Fairview avenue, from Pine Rue avenue to a point 400 feet westwardly from the westerly line of Uvilla street, shall be and the same is hereby established as follows, to-wit:

Beginning on the westerly curb line of Pine Rue avenue at an elevation of 423.20 feet; thence falling at the rate of 7.00 feet per 100 feet for the distance of 9.00 feet to the westerly line of Pine Rue avenue to an elevation of 422.57 feet; thence falling at the rate of 13.86 feet per 100 feet for the distance of 109.56 feet to the easterly line of Paula way to an elevation of 407.38 feet; thence falling at the rate of 7.00 feet per 100 feet for the distance of 20.00 feet to the westerly line of Paula way to an elevation of 405.98 feet; thence falling at the rate of 13.00 feet per 100 feet for the distance of 100 feet to the easterly line of Elkton street to an elevation of 392.98 feet; thence falling at the rate of 7.00 feet per 100 feet for the distance of 40.00 feet to the westerly line of Elkton street to an elevation of 390.18 feet; thence falling at the rate of 13.00 feet per 100 feet for the distance of 100 feet to the easterly line of Cameron way to an elevation of 377.18 feet; thence falling at the rate of 7.00 feet per 100 feet for the distance of 20.00 feet to the westerly line of Cameron way to an elevation of 375.78 feet; thence falling at the rate of 11.50 feet per 100 feet for the distance of 100 feet to the easterly line of Valonia street to an elevation of 364.28 feet; thence falling at the rate of 1.00 feet per 100 feet for the dis-

tance of 300.00 feet to the westerly line of Mareno street to an elevation of 361.28 feet; thence falling at the rate of 1.50 feet per 100 feet for the distance of 344.14 feet to a point of curve to an elevation of 356.11 feet; thence by a convex parabolic curve for the distance of 160.00 feet to a point of tangent to an elevation of 343.71 feet; thence falling at the rate of 14.00 feet per 100 feet for the distance of 157.97 feet to a point to an elevation of 321.59 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 422.

No. 239

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Meadville street, from Marsonia street to Bell avenue, re-establishing the grade and providing for the sloping and parking of portions of the said Meadville street lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway and sidewalks and the grade of the west curb line of Meadville street, from Marsonia street to Bell avenue, be and the same are hereby fixed and re-established as follows, to-wit:

The roadway shall have a uniform width of eighteen feet (18') and shall occupy the central portion of the street, each side being distant eleven feet (11') from the building line.

Each sidewalk shall have a uniform width of six feet (6') along the lines of the roadway as above described.

The remainder of the street lying without the lines of the sidewalks as above described shall be used for slopes, parking, etc.

The grade of the west curb line shall begin at the south curb line of Marsonia street at an elevation of 470.75 feet; thence by a convex parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation

of 468.96 feet; thence falling at a rate of 13.0 feet per 100 feet for a distance of 181.00 feet to a point of curve to an elevation of 445.43 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 440.10 feet; thence falling at a rate of 4.756 feet per 100 feet for a distance of 269.0 feet to the south building line of Cemetery street to an elevation of 427.31 feet; thence falling at a rate of 15.0 feet per 100 feet for a distance of 153.0 feet to the north building line of Bell avenue to an elevation of 404.36 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 34.4 feet to the south building line of Bell avenue to an elevation of 402.64 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 423.

No. 240

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson street East, from the south approach to the Smithfield Street Bridge to South First street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the northerly curb line, from the south approach to the Smithfield Street Bridge to a point 268.23 feet westwardly from the westerly curb line of South First street, shall be parallel to and 10 feet southwardly from the northerly line of the street; thence deflecting to the left 3° 16' 30" and extending in an easterly direction for a distance of 122.86 feet to a point; thence deflecting to the left 3° 16' 30" and extending in an easterly direction parallel to and 10 feet southwardly from the northerly line of the street for a distance of 145.37 feet to the westerly curb line of South First street.

The southerly curb line, from Sycamore street to Brownsville avenue, shall be parallel to and 10 feet northwardly from the southerly line of the street.

The southerly curb line, from Browns-ville avenue to South First street, shall be parallel to and 38 feet south-wardly from the above described north-erly curb line.

The sidewalks shall occupy those portions of the street between their respective building lines and the above scried curb lines.

The roadway shall be of a variable width and shall occupy that portion of the street between the above de-scried curb lines.

The grade of the northerly curb line shall begin on the easterly curb line of the south approach to the Smithfield Street Bridge, said point being at a distance of 69.0 feet north-wardly from the intersection of the present northerly curb line of Carson street East, and the easterly curb line of the south approach to the Smith-field Street Bridge at an elevation of 42.88 feet; thence falling at a rate of 2.11 feet per 100 feet for a distance of 124.52 feet to a point of horizontal tangent to an elevation of 40.25 feet; thence falling at a rate of .075 feet per 100 feet for a distance of 348.90 feet to a point of curve to an eleva-tion of 37.64 feet; thence by a concave parabolic curve for a distance of 50 feet to a point of tangent to an eleva-tion of 37.89 feet; thence rising at a rate of 1.75 feet per 100 feet for a distance of 370.24 feet to a point of curve to an elevation of 44.36 feet; thence by a convex parabolic curve for a distance of 50 feet to a point of tan-gent to an elevation of 44.62 feet; thence falling at a rate of 0.72 feet per 100 feet for a distance of 177.47 feet to the westerly curb line of South First street to an elevation of 43.34 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed; so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 424.

No. 241

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Osgood street, from Lafay-ette avenue to Marsonia street, re-establishing the grades for the road-

way and sidewalks and providing for the sloping and parking of the por-tions of the said Osgood street lying without the lines of the sidewalks and roadway.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the roadway and sidewalks and the grade of the west curb line of Osgood street, from Lafayette avenue to Marsonia street, be and the same are hereby fixed and re-established as follows, to-wit:

The roadway shall have a uniform width of eighteen (18') feet and shall occupy the central portion of the street, each side being distant eleven (11') feet from the building line. In the construction of the street, the roadway shall conform to the grade of the west curb line as hereinafter de-scribed.

Each sidewalk shall have a uniform width of six (6') feet along the lines of the roadway as above described.

The remainder of the street lying without the lines of the sidewalks as above described shall be used for slopes, parking, etc.

Section 2. The grade of the west curb line shall begin at the south curb line of Lafayette avenue at an eleva-tion of 513.60 feet; thence by a con-vex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 516.58 feet; thence rising at a rate of 2.76 feet per 100 feet for a distance of 90.0 feet to a point of curve to an elevation of 519.16 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent to an elevation of 509.37 feet; thence falling at a rate of 15.0 feet per 100 feet for a distance of 310.48 feet to the north building line of Mar-sonia street to an elevation of 462.80 feet; thence falling at a rate of 6.36 feet per 100 feet for a distance of 11.0 feet to the north curb line of Mar-sonia street to an elevation of 462.10 feet.

The grade of the east sidewalk shall begin at the east curb line of Osgood street and the south curb line of La-fayette avenue at an elevation of 515.02 feet; thence rising at a rate of 2.76 feet per 100 feet for a distance of 155.0 feet to the south building line of a twenty foot Way to an elevation of 519.30 feet; thence rising by steps for a distance of 4.0 feet to a point to an elevation of 521.41 feet; thence rising at a rate of 2.77 feet per 100

feet for a distance of 81.0 feet to a point of curve to an elevation of 523.65 feet; thence by a convex parabolic curve for a distance of 70.0 feet to a point of tangent to an elevation of 519.37 feet; thence falling at a rate of 15.0 feet per 100 feet for a distance of 288.82 feet to a point to an elevation of 476.05 feet; thence descending by steps for a distance of 22.0 feet to the north building line of Marsonia street to an elevation of 463.18 feet; thence level for a distance of 11.0 feet to the north curb line of Marsonia street.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 425.

No. 242

AN ORDINANCE—Fixing the width and position of the roadway and sidewalks of Marsonia street, from Mountford street to Biggs avenue, re-establishing the grades for the roadway and sidewalks and providing for the sloping and parking of portions of the said Marsonia street lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the roadway and sidewalks and the grade of the south curb line of Marsonia street, from Mountford street to Biggs avenue, be and the same are hereby fixed and re-established as follows, to-wit:

The roadway shall have a uniform width of eighteen feet (18') and shall occupy the central portion of the street, each side being distant eleven feet (11') from the building line. In the construction of the street, the roadway shall conform to the grade of the south curb line as hereinafter described.

Each sidewalk shall have a uniform width of six feet (6') along the lines of the roadway as above described.

The remainder of the street lying without the lines of the sidewalks as above described shall be used for slopes, parking, etc.

Section 2. The grade of the south curb line shall begin at the east curb line of Mountford street at an elevation of 423.30 feet; thence rising at a rate of 6.88 feet per 100 feet for a distance of 8.0 feet to the east building line of Mountford street to an elevation of 423.85 feet; thence rising at a rate of 15.33 feet per 100 feet for a distance of 245.18 feet to a point to an elevation of 461.44 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 40.0 feet to a point to an elevation of 463.84 feet; thence rising at a rate of 11.0 feet per 100 feet for a distance of 130.95 feet to a point of curve to an elevation of 478.24 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 478.64 feet; thence falling at a rate of 10.0 feet per 100 feet for a distance of 46.94 feet to the west building line of Biggs avenue to an elevation of 473.95 feet; thence level for a distance of 9.0 feet to the west curb line of Biggs avenue.

The grade of the north sidewalk shall begin at the north curb line of Marsonia street and the west curb line of Mountford street at an elevation of 424.37 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 425.62 feet; thence rising at a rate of 15.33 feet per 100 feet for a distance of 118.64 feet to the east building line of a twenty foot Way; to an elevation of 443.81 feet; thence rising by steps for a distance of 18.0 feet to a point to an elevation of 454.57 feet; thence rising at a rate of 13.03 feet per 100 feet for a distance of 87.02 feet to a point to an elevation of 465.91 feet; thence descending by steps for a distance of 10.0 feet to the west building line of Osgood street to an elevation of 461.44 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 40.0 feet to the east building line of Osgood street to an elevation of 463.84 feet; thence rising by steps for a distance of 17.0 feet to a point to an elevation of 473.71 feet; thence rising at a rate of 11.0 feet per 100 feet for a distance of 106.96 feet to a point of curve to an elevation of 485.47 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 483.87 feet; thence falling at a rate of 15.0 feet per 100 feet for a distance of 50.63 feet to a point to an elevation of 476.28 feet; thence descending by steps for a distance of 4.0 feet to the west building line of Biggs avenue to an elevation of 473.88 feet; thence falling at a rate of 6.0

feet per 100 feet for a distance of 9.0 feet to the west curb line of Biggs avenue to an elevation of 473.34 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 426.

No. 243

AN ORDINANCE — Vacating Zodiac way, in the 12th Ward of the City of Pittsburgh, from Hamilton avenue to Railroad street, as laid out in A. J. Woolslayer's Plan of Lots and recorded in the Recorder's Office of Allegheny County in Plan Book Volume 3, Page 113.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk, that the owners of all the property fronting or abutting upon Zodiac lay, from Hamilton avenue to Railroad street, as shown in said A. J. Woolslayer's Plan, have petitioned the Council of the City of Pittsburgh to enact an Ordinance for the vacation of the same, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Zodiac way, from Hamilton avenue to Railroad street, in the 12th Ward of the City of Pittsburgh, shall be and the same is hereby vacated within the following described boundary lines, to-wit:

Beginning at the southerly line of Hamilton avenue, as opened by Ordinance No. 120 approved April 22nd, 1914, and the easterly line of Zodiac way, as shown in A. J. Woolslayer's Plan of Lots, recorded in the Recorder's Office of Allegheny County in Plan Book Volume 3, Page 113; thence extending in a southerly direction along the easterly line of Zodiac way, for a distance of 112.44 feet to the northerly line of Railroad street; thence extending westwardly along the northerly line of said Railroad street for a distance of 19.12 feet to the westerly line of Zodiac way; thence extending northwardly along the westerly line of Zodiac way for a distance of 113.56 feet to the southerly line of said Hamilton avenue; thence extend-

ing eastwardly along the southerly line of said Hamilton avenue for a distance of 19.43 feet to the place of beginning, containing 2090 square feet.

Section 2. This ordinance, however, shall not take effect or be of any force or validity whatsoever, unless the St. Louis Independent Packing Co., owner of the property abutting upon Zodiac way, in the Twelfth Ward, from Hamilton avenue to the northerly right of way line of the Pennsylvania Railroad, as laid out in A. J. Woolslayer's Plan, within thirty (30) days after the passage of this ordinance, pays into the City Treasury the sum of Two thousand ninety dollars (\$2090.00), for the use of the City of Pittsburgh.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921

Approved June 8, 1921.

Ordinance Book 32, Page 428.

No. 244

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Semple street from Dawson street to Park View avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Semple street, between Dawson street and Park View avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Semple street, from Dawson street to Park View avenue be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of

the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Thirty-two hundred (\$3,200.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 429.

No. 245

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Stratton lane from Walnut street to Howe street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Stratton lane from Walnut street to Howe street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of

Forty-four hundred (\$4,400.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 430.

No. 246

AN ORDINANCE — Authorizing and directing the construction of a public sewer on the east sidewalk of Beechwood Boulevard from a point about 60 feet north of Fifth avenue to the existing sewer on Beechwood boulevard southwest of Penn Avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Sewer be constructed on the east sidewalk of Beechwood boulevard from a point about 60 foot north of Fifth avenue to the existing sewer on Beechwood boulevard southwest of Penn avenue. Commencing on the east sidewalk of Beechwood boulevard at a point about 60 feet north of Fifth avenue, thence northwardly along the east sidewalk of Beechwood boulevard to the existing sewer on Beechwood boulevard southwest of Penn avenue. Said sewer to be terra cotta pipe and fifteen (15) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section

1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Three thousand (\$3,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 430.

No. 247

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Hillcrest street from a point about 140 feet west of North Graham street to the existing sewer on North Graham street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Sewer be constructed on Hillcrest street, from a point about 140 feet west of North Graham street to the existing sewer on North Graham street. Commencing on Hillcrest street at a point about 140 feet west of North Graham street, thence eastwardly along Hillcrest street to the existing sewer on North Graham street. Said sewer to be terra cotta pipe and fifteen inches (15") in diameter, with nine inch (9") lateral sewers extending from the main sewer to a point one foot (1') inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of

the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Fifteen hundred (\$1,500.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 431.

No. 248

AN ORDINANCE — Authorizing the acceptance of a deed from Matilda M. Cochrane and Louis H. Cochrane, her husband, and Anna B. Dietrich, unmarried, located on Brighton road, North Side, City of Pittsburgh, such conveyance being made and accepted upon condition that any building erected thereon shall be used exclusively as a branch of the Carnegie Free Library of Allegheny.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* in pursuance of the offer of Matilda M. Cochrane and Louis H. Cochrane, her husband, and Anna B. Dietrich, unmarried, owners of property hereinafter described, to convey the same without cost to the City of Pittsburgh, upon condition that any building erected thereon shall be used exclusively as a branch of the Carnegie Free Library of Allegheny, the City of Pittsburgh does hereby accept said offer, and agrees, upon delivery of a deed from the above named parties to the City of Pittsburgh, in consideration of the sum of One Dollar (\$1.00).

that any building erected upon the lot of ground described in Section 2 hereof shall be used exclusively as a branch of the Carnegie Free Library of Allegheny.

Section 2. The property to be conveyed to the City of Pittsburgh, referred to in Section 1 hereof, is

All that certain lot or piece of ground situate in the Twenty-seventh Ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, bounded and described as follows, to-wit:

Beginning at a point on the westerly line of Brighton road, sixty (60) feet wide, said point being distant one hundred seventy-five and sixty-two hundredths (175.62) feet northwardly from the northerly line of Woods Run avenue, Fifty (50) feet wide, and at the northerly line of property conveyed to Albert A. Weixel by deed dated February 22, 1921; thence northwardly along Brighton Road one hundred (100) feet to a point; thence north seventy degrees twenty-nine minutes (70° 29') west, one hundred twenty (120) feet to Mussler way; thence southwardly along Mussler way and parallel to Brighton road one hundred fifteen and twenty-four hundredths (115.24) feet to a point at the northerly line of property conveyed to said Albert A. Weixel; thence five hundred seventy-seven degrees forty-five minutes thirty seconds (577° 45' 30") east one hundred twenty (120) feet to the place of beginning.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 432.

No. 249

AN ORDINANCE — Being a supplement to an Ordinance entitled, "An Ordinance creating the Firemen's Disability Board and defining the duties of the officers thereof, designating the medical examiner of the Department of Public Safety as the medical examiner of said Board, establishing a fund for the care, maintenance and relief of the aged, retired, disabled and injured employees of the Bureau of Fire and Electricity, and

providing the mode and manner for the payment of beneficiaries and for the care and management of said fund," approved January 5, 1903, and the several supplements and amendments thereof, providing that Howard B. Allen, Superintendent of the Municipal Garage and Repair Shop, and Frank E. Lowrie, Deputy Superintendent of Machinery of the Municipal Garage and Repair Shop, shall be included as beneficiaries under said Ordinance, and that the past service of such beneficiaries under said Ordinance, and that the past service of such employees in the Bureau of Fire shall be counted in determining the number of years of service entitling them to a pension under said ordinances.

Whereas by an Ordinance entitled "An Ordinance fixing the number of officers and employees in all departments of the City of Pittsburgh, and the rate of compensation thereof," which become a law January 2, 1920, certain employees in the Bureau of Fire, Department of Public Safety, have been transferred to a division known as the Municipal Garage and Repair Shop; and,

Whereas said employees have heretofore been beneficiaries of the Firemen's Disability Fund and it is desirable that they shall continue to be beneficiaries of said fund; therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Howard B. Allen, Superintendent of the Municipal Garage and Repair Shop, and Frank E. Lowrie, Deputy Superintendent of Machinery of the Municipal Garage and Repair Shop, shall be entitled to all the rights, benefits and privileges under the Ordinances to which this Ordinance is a supplement, and shall be included among the beneficiaries thereof, provided such employees perform all the duties and obligations imposed upon the beneficiaries by said Ordinances.

Section 2. That in reckoning the twenty years service entitling said employees to a pension as provided by the Ordinances to which this Ordinance is a supplement, the said employees of said Municipal Garage and Repair Shop under the provisions of this Ordinance shall be given credit for service rendered by them in whatever capacity they may have served as employees of the Bureau of Fire, whether the same shall be continuous or not, and shall also be entitled to credit for actual service by them in

the Army, or Navy of the United States, or for active service in the Pennsylvania State Militia.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed May 28, 1921.

Approved June 8, 1921.

Ordinance Book 32, Page 433.

No. 250

AN ORDINANCE—Appropriating and setting aside from the proceeds of "Beechwood Boulevard Bridge Bonds," 1919, Bond Fund No. 212, the sum of \$5,500.00 for the payment of the costs, including salaries, wages, supplies, equipment, materials and miscellaneous services, of the removal of the present Beechwood Boulevard Bridge and the construction of temporary steps and walks near the site thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of "Beechwood Boulevard Bridge Bonds", 1919, Bond Fund No. 212, the sum of Five thousand five hundred (\$5,500.00) dollars, for the payment of the costs, including salaries, wages, supplies, equipment, materials and miscellaneous services, in the Bureau of Engineering, Department of Public Works, of the removal of the present Beechwood Boulevard Bridge and the construction of temporary steps and walks near the site thereof.

Section 2. That the said appropriation shall be known as "No. 212-A, Removal of present Beechwood Boulevard Bridge, Salaries, Wages, Supplies, Equipment, Materials and Miscellaneous Services."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 435.

No. 251

AN ORDINANCE — Authorizing and directing the Herron Hill Honor

Roll Association to use the space in the Herron Hill Park, for the erection of a Memorial tablet in honor of the men and women who served in the World War.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Herron Hill Honor Roll Association, shall be and they are hereby authorized and empowered to use the space in the Herron Hill Park, about forty (40) feet from the corner of Adelaide and Milwaukee streets, upon which to erect a Memorial Tablet in honor of the men and women who served in the World War.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 2, Page 435.

No. 252

AN ORDINANCE—Supplementing an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and the amendment thereto approved January 3rd, 1921, by adding thereto the employees of the Oliver Swimming pool.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* an ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and the amendment thereto approved January 3rd, 1921, be supplemented by the addition of the following Section 113½. Bureau of Recreation, Department of Public Works, employees at Oliver Swimming Pool:

Section 113½. Department of Public Works, Bureau of Recreation.

Oliver Swimming Pool.

Swimming Director \$1980.00 per annum

Swimming Guard 1482.00 per annum

Janitor 1460.00 per annum
 Caretaker 1325.00 per annum
 Laundryman 1200.00 per annum
 Matron 1002.00 per annum
 Swimming Guard Helper ..\$3.05 per day
 Two Swimming Guards
 (for 2 months).....\$4.25 per day each
 Assistant Laundryman
 For 2 months)\$90.00 per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 436.

No. 253

AN ORDINANCE—Approving the Revised Plan of Lots of the Nicholas Voegtly Heirs in the 24th and 26th Wards of the City of Pittsburgh laid out by the heirs of Nicholas Voegtly, deceased, accepting the dedication of Buente street, Damas street, Rescue street, Aldine way, Bushnell way and Furber way, as shown thereon, for public use for highway purposes, opening and naming the same and establishing the grades thereon:

Whereas, the Heirs of Nicholas Voegtly, deceased, the owners of certain properties in the 24th and 26th Wards of the City of Pittsburgh, laid out in a Plan of Lots called "Revised Plan of Lots of the Nicholas Voegtly Heirs" have located certain Streets and Ways thereon and executed a Deed of Dedication on said Plan of all the ground covered by said Streets and Ways to the said City of Pittsburgh for public use for highway purposes and have released the said City from liabilities for damages occasioned by the physical grading of said public highways to the grades hereinafter established, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the "Revised Plan of Lots of the Nicholas Voegtly Heirs" situate in the 24th and 26th Wards of the City of Pittsburgh, laid out by the Heirs of Nicholas Voegtly, deceased, November 1920, be and the same is hereby approved and

Buente street, Damas street, Rescue street, Aldine way, Bushnell way and Furber way, as located and dedicated in said Plan are hereby accepted.

Section 2. The Streets and Ways as aforesaid dedicated to said City for public highway purposes shall be and the same are hereby appropriated and opened as public highways and named Buente street, Damas street, Rescue street, Aldine way, Bushnell way and Furber way.

Section 3. The grades of Buente street, Damas street, Aldine way, Bushnell way and Furber way, laid out and dedicated in the "Revised Plan of Lots of the Nicholas Voegtly Heirs", are hereby established as described in Ordinance No. 127, approved April 26th, 1921, and recorded in Ordinance Book, Volume 32, Page 255, and the grade of Rescue street, laid out and dedicated in said Plan is hereby established as described in Ordinance No. 343, approved June 13th, 1912, and recorded in Ordinance Book Volume 24, Page 229.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said Buente street, Damas street, Rescue street, Aldine way, Bushnell way and Furber way, for public highways in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 437.

No. 254

AN ORDINANCE — Authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Augustus Hartje, situate in the 17th Ward, for public playground purposes.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in said corporation for the acquisition by it of the real estate hereinafter mentioned and

described to be used for public playground purposes; therefore, the Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed, in the name and on behalf of the said City, to have taken, appropriated and condemned for public playground purposes, in the manner prescribed by law, the real estate and property of Augustus Hartje situate in the 17th Ward of the City of Pittsburgh, bounded and described as follows, to-wit:

Beginning on the easterly side of South Twelfth (formerly Denman) street at the southerly line of Duncan alley, and running thence southwardly along South Twelfth street 223 feet to Sarah (formerly Washington) street; thence along Sarah street eastwardly 245 feet to South Thirteenth (formerly Ormsby) street; thence along South Thirteenth street northwardly 230.05 feet to the southerly line of Duncan Alley aforesaid, and thence along Duncan alley westwardly 242.9 feet to South Twelfth street, at the place of beginning.

Also all that certain other lot, piece or parcel of land situate in the 17th Ward, Pittsburgh, bounded and described as follows:

Beginning on the easterly side of said South Twelfth street at the northerly line of said Duncan alley, and running thence eastwardly along the northerly line of Duncan alley 242.9 feet to South Thirteenth Street aforesaid; thence northwardly along South Thirteenth street 20 feet to the line of an 8-foot alley; thence westwardly along said last mentioned line 151.9 feet to an angle in said alley; thence southwardly by a line parallel with South Twelfth street 2 feet to another angle in said alley, which from this point to South Twelfth street is 10 feet wide 91 feet to South Twelfth street, and thence southwardly along South Twelfth street 18 feet to Duncan alley, at the place of beginning, together with all buildings and appurtenances at present standing upon said property.

And the City of Pittsburgh does hereby elect and resolve to take, use and appropriate the said real estate and land for the purpose aforesaid, the damages therefor not having been agreed upon between said city and the said owner.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 438.

No. 255

AN ORDINANCE — Authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of the James M. McCready Estate situate in the 12th Ward.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in said corporation for the acquisition by it of the real estate hereinafter mentioned and described, to be used for public playground purposes; therefore the Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed, in the name and on behalf of the said City, to have taken, appropriated and condemned for public playground purposes, in the manner prescribed by law, the real estate and property of the James M. McCready Estate, situate in the 12th Ward of the City of Pittsburgh, bounded and described as follows, to-wit:*

Beginning on the northerly side of Larimer avenue at the dividing line of lots Nos. 4 and 5 in McGowan's Plan of the Larimer Farm, 130 feet west from Shetland avenue; thence along Larimer avenue south 63° 30' west 150 feet to property now or late of John Kaiser; thence by a line of property now or late of John Kaiser north 26° 30' west 365.95 feet to Lenora street thence extending along Lenora street north 59° 26' east 150.38 feet to the dividing line between lots Nos. 4 and 5; thence by said dividing line south 26° 30' east 376.62 feet to Larimer avenue at the place of beginning; except and reserving therefrom that certain lot beginning on the southerly side of Lenora street at line of property now or late of John Kaiser; thence extending along Lenora street north 59° 26' east 25.07 feet; thence south 26° 30' east 105.23 feet to a proposed street called McDonald street; thence along McDonald street south 63° 30' west 25 feet to said line of property now or late of John Kaiser; thence along the same north 26° 30' west 103.45 feet to Lenora street at

the place of beginning. Being the same property as conveyed by Jos. Laurent et ux to Jas. O. Kiefe and John T. Hines by deed dated February 10th, 1894, together with all buildings and appurtenances at present standing upon said property.

And the City of Pittsburgh does hereby elect and resolve to take, use and appropriate the said real estate and land for the purpose aforesaid, the damages therefor not having been agreed upon between the said city and the said owner.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 439.

No. 256

AN ORDINANCE — Authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Ellen A. Kerney, situate in the Third Ward of the City of Pittsburgh, for the purpose of erecting a public comfort station.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in said Corporation, by an Act of Assembly, approved May 20, 1921, for the acquisition by it of the real estate herein-after mentioned and described to be used for the erection of a public comfort station.

Therefore, the Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name and on behalf of the said City, to have taken, appropriated and condemned for the purpose of erecting a public comfort station in the manner prescribed by law the real estate and property of Ellen A. Kerney, situate in the Third Ward of the City of Pittsburgh, bounded and described as follows, to-wit:

Beginning on the southwest corner of Wylie avenue and Crawford street;

thence extending southwardly along the westerly line of Crawford street for a distance of 50.17 feet to a line of Purpart No. 1-A in the Plan of Partition among the Heirs of John Kerney, deceased, recorded in Deed Book Vol. 761, Page 137; thence extending westwardly along the line dividing Purpart No. 4-B and Purpart No. 1-A for a distance of 43.0 feet to line of Purpart No. 3-A; thence extending northwardly along the easterly line of Purpart No. 3-A for a distance of 50.17 feet to Wylie avenue; thence extending eastwardly along the southerly line of Wylie avenue for a distance of 43.0 feet to the place of beginning.

Being all of Purpart No. 4-B and part of the three foot alley in the Plan of Partition among the heirs of John Kerney, deceased, recorded in Deed Book Vol. 761, Page 137.

Section 2. The costs, damages and expenses caused thereby shall be paid from appropriation No. 202 Bond Fund, Public Comfort Stations.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 440.

No. 257

AN ORDINANCE—Providing for the making of a contract for the purchase of a Bronze Tablet to be placed on the Manor House at "Federal Hill" in Bardstown, Kentucky where Stephen Collins Foster of Pittsburgh, Pennsylvania, wrote "My Old Kentucky Home."

Whereas, the Governor of Kentucky has appointed a Commission to purchase "Federal Hill", the Manor House and Farm in Bardstown, Kentucky where Stephen Collins Foster of Pittsburgh wrote "My Old Kentucky Home", which property will be maintained as a memorial to Foster as a tribute from that state to the composer, who, through the cadence of his immortal song, has made "Kentucky" a name familiar over the civilized world; and,

Whereas, Plans are in progress for the dedication of such memorial within a few months; and,

Whereas, It is fitting that the City of Pittsburgh should present to the Kentucky Commission a tablet with a suitable inscription commemorating the fraternal relations between Pennsylvania and Kentucky, and between the city of Foster's nativity and the scene of one of his most enduring musical compositions; and,

Whereas, A Bronze Tablet placed on said Manor House at "Federal Hill" in Bardstown, Kentucky, will serve to perpetuate the traditional cordial relations between the two commonwealths, and to commemorate the birthplace of Stephen Collins Foster and the origin of his popular Southern melody "My Old Kentucky Home"; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies of the City of Pittsburgh shall be and they are, hereby authorized and directed to enter into a contract for the furnishing to the City of Pittsburgh of a suitable Bronze Tablet (proper inscription to be supplied later) to be placed on the Manor House at "Federal Hill" in Bardstown, Kentucky, where Stephen Collins Foster of Pittsburgh wrote "My Old Kentucky Home", for a sum not to exceed Five Hundred (\$500.00) dollars.

Section 2. Said Tablet shall be presented to the Commission appointed by the Governor to purchase "Federal Hill", the Manor House and Farm, in Bardstown, Kentucky, where Stephen Collins Foster wrote "My Old Kentucky Home."

Section 3. That the sum of Five hundred (\$500.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Appropriation No. 42 (Contingent Fund), and the Mayor and the Controller are hereby authorized and directed to, respectively, issue and countersign a warrant or warrants in payment of the cost of the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 441.

No. 258

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making general repairs to the South Twenty-Second Street Bridge over the Monongahela River and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making general repairs to the South Twenty-Second Street Bridge over the Monongahela River and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the costs thereof, the sum of Thirty-five thousand (\$35,000.00) dollars or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 442.

No. 259

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a grandstand in Washington Park Playground, and authorizing the setting aside of \$5,000.00 from the proceeds of the sale of Playground

Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a grandstand in Washington Park Playground, for a sum not to exceed \$5,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said city.

Section 2. That the sum of \$5,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 443.

No. 260

AN ORDINANCE—Providing for the making of a contract or contracts for the furnishing and erection of "Ashes Handling Apparatus and Appurtenances" at Ross Pumping Station, Contract No. 5-K.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and award a contract, or contracts to the lowest responsible bidder, or bidders, for the furnishing and erection of "Ashes Handling Apparatus and Appurtenances" at Ross Pumping Station, for a sum not to exceed Twenty-

two thousand (\$22,000.00) dollars, in accordance with the Act of Assembly entitled "An Act for the Government of Cities of the Second Class" approved the 7th day of March A. D. 1901, and the different supplements and amendments thereto, and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of Twenty-two thousand (\$22,000.00) dollars or so much of the same as may be necessary shall be and is hereby set apart and appropriated for the payment, or payments required for the performance of the above mentioned work, and that the said amount, or amounts be paid out of Appropriation No. 203.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 444.

No. 261

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing, delivery and installation of Steel Rolling Doors at No. 2 Asphalt Plant, South avenue, Pittsburgh, for the Bureau of Highways and Sewers, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing, delivery and installation of Steel Rolling Doors at No. 2 Asphalt Plant, South avenue, Pittsburgh, for the Bureau of Highways and Sewers, Department of Public Works, at a cost not to exceed One thousand five hundred (\$1,500.00) dollars, in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved March 7, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of Council in such cases made and provided; the same to be charge-

able to and payable from Code Account No. 1656, Materials, Asphalt Plants.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 444.

No. 262

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Arval way from a point about 410 feet north east of Morgan street to the existing sewer on Morgan street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Arval way, from a point about 410 feet northeast of Morgan street to the existing sewer on Morgan street. Commencing on Arval way at a point about 410 feet northeast of Morgan street, thence southwestwardly along Arval way to the existing sewer on Morgan street. Said sewer to be terra cotta pipe and fifteen inches (15") in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Twenty-two hundred (\$2,200.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accord-

ance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 445.

No. 263

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Silverdale street, from a point about 15 feet south of Ferndale street to the existing sewer on Perchment street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Silverdale street, from a point about 15 feet south of Ferndale street to the existing sewer on Perchment street. Commencing on Silverdale street at a point about 15 feet south of Ferndale street, thence southwardly along Silverdale street to the existing sewer on Perchment street. Said sewer to be terra cotta pipe, and fifteen inches (15") in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Seven thousand (\$7,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties

specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 20, 1921.

Ordinance Book 32, Page 446.

No. 264

AN ORDINANCE — Authorizing and directing the Grading and Paving of Snively way, from North St. Clair street to Casanova way, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Snively way between North St. Clair street and Casanova way, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading and Paving of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Snively way from North St. Clair street to Casanova way, be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points; the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Seventeen hundred (\$1,700.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts

of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 21, 1921.

Ordinance Book 32, Page 447.

No. 265

AN ORDINANCE — Authorizing and directing the Grading, Paving and Curbing of Swan way, from Stanton avenue to Wellesley avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Swan way, between Stanton avenue and Wellesley avenue, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Swan way, from Stanton avenue to Wellesley avenue be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Seventeen thousand five hundred (\$17,500.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 21, 1921.

Ordinance Book 32, Page 448.

No. 266

AN ORDINANCE — Authorizing and directing the Grading and Paving of Circle way from Zenith way to Dunfermline street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Circle way, from Zenith way to Dunfermline street be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Seventy-five hundred (\$7,500.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 15, 1921.

Approved June 22, 1921.

Ordinance Book 32, Page 449.

No. 267

AN ORDINANCE—Amending a portion of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof" which became a law January 2nd, 1920, and the amendment thereto approved January 3rd, 1921, by adding Section 112½, providing positions at Sheridan and Schenley Swimming Pools, Bureau of Recreation.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a portion of an Ordinance entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof" which became a law January 2nd, 1920, and the amendment thereto approved January 3rd, 1921, be amended by adding the following section.

Section 112½.

Sheridan Swimming Pool	
One Swimming Guard	\$4.25 per day
One Swimming Guard	3.75 per day
One Swimming Guard	
Schenley Swimming Pool	
One Swimming Guard	\$4.25 per day
One Swimming Guard	3.75 per day
One Swimming Guard	
Helper	3.05 per day

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 449.

No. 268

AN ORDINANCE—Amending Section 101, Department of Public Works, Bureau of Recreation, of Ordinance No. 434 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof" which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, by inserting the position of Chauffeur and fixing the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Section 101, Department of Public Works, Bureau of Recreation, of Ordinance No. 434 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof" which became a law January 2nd, 1920, and which was amended by Ordinance No. 472, which became a law January 3rd, 1921, be amended by the insertion of
Chauffeur.....\$1,692.00 per annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 450.

No. 269

AN ORDINANCE—amending Section 56, Department of Public Works, Division of Design, and Section 57, Department of Public Works, Division of Bridges, of Ordinance No. 434 entitled "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2, 1920, and which was amended by ordinances Nos. 50, 127 and 150, approved March 5, April 1, and April 8, 1920 respectively, by creating additional positions as follows: one (1) Assistant Engineer (Designer), one (1) Designing Draftsman and three (3) Engineering Draftsmen.

Whereas, The additional three (3) Engineering Draftsmen requested for the Division of Bridges are to be employed on the designing and preparation of the contract plans for the Beechwood Boulevard Bridge over Forward avenue. It is planned to complete these plans and get the bridge under contract by September 30th, so that the sub-structure may be gotten well under way this year and the entire bridge finished in the season of 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

Section 56, Department of Public Works, Division of Designs, and Section 57, Department of Public Works, Division of Bridges, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2, 1920, and which was amended by ordinances Nos. 50, 127 and 150, approved March 5, April 1, and April 8, 1920 respectively, be amended in the following manner:

Section 56, Department of Public Works, Division of Designs,
Line 4, which reads

"Six (6) Assistant Engineers (Designers) \$3,000.00 each per annum" be amended to read

"Seven (7) Assistant Engineers (Designers) \$3,000.00 each per annum"
Line 5, which reads

"Designing Draftsman \$2,172.00 per annum" be amended to read

"Two (2) Designing Draftsmen \$2,172.00 each per annum"

Section 57, Department of Public Works, Division of Bridges,
Line 11, which reads

"Engineering Draftsman \$2,034.00 per annum" be amended to read

"Four (4) Engineering Draftsmen \$2,034.00 each per annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 451.

No. 270

AN ORDINANCE—Approving and confirming sale, at public auction, to James T. Malone of property on Antietam street, being Lots Nos. 387 and 388 in Samuel Garrison's Plan, Tenth Ward, and authorizing the Mayor to execute and deliver a deed therefor on payment of purchase money.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the sale at public auction on June 3, 1921, to James T. Malone of prop-

erty on Antietam street, Tenth Ward, being bounded and described as follows:

Beginning on the Easterly side of Antietam, formerly Ann, street, at the corner of Lot No. 386 in said Plan; thence along Antietam, formerly Ann street, in a northeasterly direction, a distance of Forty-eight (48) feet to the line of Lot No. 389; thence along line of Lot No. 389, in a southeasterly direction, a distance of One hundred sixty-eight (168) feet, more or less, to line of Lot No. 437 in said Plan; thence along the line of Lot No. 437 and 436 in a southwesterly direction, a distance of Forty-eight (48) feet to line of Lot No. 386; thence along line of Lot No. 386 in a northwesterly direction, a distance of about One hundred sixty-eight (168') feet, more or less, to Antietam, formerly Ann, street, at the place of beginning, having thereon erected a two-story frame house; shall be and the same is hereby approved and confirmed, and that the Mayor be authorized and directed to execute and deliver to the said James T. Malone, upon payment of the purchase price into the City Treasury, to-wit: the sum of Twenty-seven hundred fifty (\$2,750.00) dollars, a deed for the above described property.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 452.

No. 271

AN ORDINANCE—Limiting in the interest of public safety the combined total weight for vehicular traffic using the Point Bridge over the Monongahela River and providing a penalty for the violation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* in the interest of public safety the combined total weight of any vehicle using the Point Bridge over the Monongahela River shall not exceed ten (10) tons excepting street cars, and further that no vehicle shall use said bridge, the rated total combined weight

of which, in compliance with the State Law, exceeds ten (10) tons, excepting street cars.

Section 2. Any person violating the provisions of this ordinance, upon conviction thereof before any Alderman or Police Magistrate of the City of Pittsburgh, shall be fined not less than Ten (\$10.00) dollars and not exceeding Fifty (\$50.00) dollars and in default of payment of such fine shall be committed to imprisonment of not more than thirty (30) days in the Allegheny County Jail.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 453.

No. 272

AN ORDINANCE—Appropriating and setting aside from the proceeds of "Beechwood Boulevard Bridge Bond" 1919, Bond Fund No. 212, the sum of Ten thousand (\$10,000.00) dollars for the payment of Engineering Expenses including salaries, wages, supplies, equipment, materials and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same That* there is hereby appropriated and set aside from the proceeds received from the sale of "Beechwood Boulevard Bridge Bonds," 1919, Bond Fund No. 212, the sum of Ten thousand (\$10,000.00) dollars for the purpose of paying the Engineering Expenses including salaries, wages, supplies, equipment, materials and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That the said appropriation shall be known as "No. 212-B". Engineering Expenses including Salaries, Wages, Supplies, Equipment, Materials and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 453.

No. 273

AN ORDINANCE — Authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of Brownsville avenue, from Warrington avenue to Carson street East, and authorizing the setting aside of the sum of Three hundred ninety-four thousand dollars (\$394,000.00) from the proceeds of the sale of Street Improvement Bonds, 1919, Appropriation No. 194, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Brownsville avenue, from Warrington avenue to Carson street East, be graded, regraded, paved, repaved, curbed, recurbed, and otherwise improved.*

Section 2. That the Mayor, and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the grading, regrading, paving, repaving, curbing, recurbing, and otherwise improving of Brownsville avenue, from Warrington avenue to Carson street East, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 3. That for the payment of the cost thereof, the sum of three hundred ninety-four thousand (\$394,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Street Improvement Bonds, 1919, Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 454.

No. 274

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repainting exterior and constructing new cement walks at the South Side Market, and authorizing the setting aside of Four thousand Seven hundred fifty (\$4,750.00) dollars from Code Account 1709 E, Repairs at the South Side Market, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for repainting exterior and constructing new cement walks at the South Side Market, for a sum not to exceed Four thousand seven hundred fifty (\$4,750.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.*

Section 2. That the sum of Four thousand Seven hundred fifty (\$4,750.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account 1709 E, Repairs at the South Side Market, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 455.

No. 275

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of new electric wiring at the North Side Market, and authorizing the setting aside of Ten thousand (\$10,000.00) dollars from Code Account 1697 G, structural and non-structural improvements at the North Side Market, for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of new electric wiring at the North Side Market for a sum not to exceed Ten thousand (\$10,000.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That the sum of Ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account 1697 G, structural and non-structural improvements at the North Side Market, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 456.

No. 276

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Charities of the City of Pittsburgh to advertise for and award to the lowest responsible bidder or

bidders a contract or contracts for the repairing of the Fire Boxes, and Coal Handling Machinery, in the Power House at Mayview, Pa., and authorizing the setting aside of Three thousand (\$3,000.00) dollars from Code Account 1328, Special Repairs, Pittsburgh City Home and Hospital, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Charities, of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the repairing of the Fire Boxes and Coal Handling Machinery in the Power House at Mayview, Pa., for a sum not to exceed Three thousand (\$3,000.00) dollars, in accordance with an Act of Assembly, entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the several supplements and amendments thereto and the ordinances of Council in such cases made and provided.

Section 2. That the sum of Three thousand (\$3,000.00) dollars, or so much of same as may be necessary, shall be and is hereby set apart and appropriated from Code Account 1328, Special Repairs, Pittsburgh City Home and Hospital, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 457.

No. 277

AN ORDINANCE—Re-establishing the grade of Amesbury street, from Montooth street to Delmont street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the northerly curb line of Amesbury street, from Montooth

street to Delmont street be and the same is hereby re-established as follows, to-wit:

Beginning on the easterly curb line of Montooth street at an elevation of 395.43 feet (curb as set); thence rising at the rate of 5.0 feet per 100 feet for the distance of 9.0 feet to the easterly line of Montooth street to an elevation of 395.97 feet; thence rising at the rate of 14.08 feet per 100 feet for the distance of 99.73 feet to the westerly line of Cleo way to an elevation of 410.02 feet; thence rising at the rate of 6.0 feet per 100 feet for the distance of 20.0 feet to the easterly line of Cleo way to an elevation of 411.22 feet; thence rising at the rate of 14.08 feet per 100 feet for the distance of 100.0 feet to the westerly line of Gearing avenue to an elevation of 425.29 feet; thence rising at the rate of 5.0 feet per 100 feet for the distance of 10.0 feet to the westerly curb line of Gearing avenue to an elevation of 425.98 feet (curb as set); thence rising at the rate of 7.0 feet per 100 feet for a distance of 30.33 feet to a point of curve to an elevation of 428.10 feet; thence by a convex parabolic curve for the distance of 60.0 feet to a point of tangent to an elevation of 430.50 feet; thence rising at the rate of 1.0 foot per 100 feet for the distance of 149.67 feet to the westerly curb line of Delmont street to an elevation of 432.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 457.

No. 278

AN ORDINANCE — Establishing the grade of Cleo way, from Amesbury street to Michigan street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly line of Cleo way, from Amesbury street to Michigan street be and the same is hereby established as follows, to-wit:—*

Beginning at a point on the northerly curb line of Amesbury street at an elevation of 410.02 feet; thence

rising at the rate of 6.0 feet per 100 feet for the distance of 9.0 feet to the northerly line of Amesbury street to an elevation of 410.56 feet; thence rising at the rate of 15.0 feet per 100 feet for the distance of 96.92 feet to a point of curve to an elevation of 425.10 feet; thence by a convex parabolic curve for the distance of 60.0 feet to a point of tangent to an elevation of 431.37 feet; thence rising at the rate of 5.89 feet per 100 feet for the distance of 134.64 feet to a point of curve to an elevation of 439.29 feet; thence by a convex parabolic curve for the distance of 80.0 feet to a point of tangent to an elevation of 435.65 feet; thence falling at the rate of 15.0 feet per 100 feet for the distance of 76.44 feet to a point of curve to an elevation of 424.19 feet; thence by a concave parabolic curve for the distance of 80.0 feet to a point of tangent to an elevation of 413.79 feet; thence falling at the rate of 11.0 feet per 100 feet for the distance of 72.0 feet to the southerly line of Michigan street to an elevation of 405.87 feet; thence falling at the rate of 6.0 feet per 100 feet for the distance of 10.0 feet to the southerly curb line of Michigan street to an elevation of 405.27 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 458.

No. 279

AN ORDINANCE — Establishing the grade on Delgar street, from Mayfield avenue to Hawkins avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly curb line of Delgar street, from Mayfield avenue to Hawkins avenue, shall be and the same is hereby established as follows, to-wit:*

Beginning on the southerly curb line of Mayfield avenue at an elevation of 429.03 feet; thence rising at the rate of 5% for a distance of 62.93 feet to a point of curve to an elevation of 432.18 feet; thence by a convex parabolic curve for a distance of 150. feet to a point of tangent to an elevation

of 424.68 feet; thence falling at the rate of 15% for a distance of 103.04 feet to an elevation of 409.22 feet; thence falling at the rate of 5% for a distance of 8 feet to the northerly curb line of Hawkins avenue to an elevation of 408.82 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 459.

No. 280

AN ORDINANCE — Establishing the grade on Ellis street, from Mayfield avenue to Hawkins way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the westerly curb line of Ellis street, from Mayfield avenue to Hawkins way, shall be and the same is hereby established as follows, to-wit:

Beginning on the southerly curb line of Mayfield avenue at an elevation of 403.71 feet; thence rising at the rate of 1% for a distance of 120.86 feet to an elevation of 404.92 feet; thence falling at the rate of .75% for a distance of 165.46 feet to a point of curve to an elevation of 403.68 feet; thence by a convex parabolic curve for a distance of 37.54 feet to the northerly curb line of Hawkins way to an elevation of 402.60 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 25.

No. 281

AN ORDINANCE — Establishing and re-establishing the grade of Hazelwood avenue, from Blair street to a point 622.0 feet southwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That

the grade of the westerly curb line of Hazelwood avenue, from Blair street to a point 622.0 feet southwardly therefrom shall be and the same is hereby established and re-established as follows, to-wit:

Beginning at the southerly line of Blair street at an elevation of 55.98 feet; thence falling at the rate of 4.50% for a distance of 329.50 feet to a point to an elevation of 41.15 feet; thence falling at the rate of 0.80% for a distance of 292.50 feet to a point to an elevation of 38.81 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 460.

No. 282

AN ORDINANCE — Re-establishing the grade on Keokuk way, from Kennedy avenue to Kennedy avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the easterly line of Keokuk way, from Kennedy avenue to Kennedy avenue shall be and the same is hereby re-established, as follows to-wit:

Beginning on the northerly curb line of Kennedy avenue at an elevation of 433.34 feet; thence falling at the rate of 1% for a distance of 118.81 feet to an elevation of 432.15 feet; thence falling at the rate of 4.47% for a distance of 157.19 feet to the westerly curb line of Norwood avenue to an elevation of 425.11 feet; thence level for a distance of 20.0 feet to the easterly curb line of Norwood avenue; thence rising at the rate of 7.8% for a distance of 342.95 feet to a point of curve to an elevation of 451.86 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent to an elevation of 450.10 feet; thence falling at the rate of 10% for a distance of 150.11 feet to an elevation of 435.09 feet; thence falling at the rate of 2% for a distance of 9.10 feet to the northerly curb line of Kennedy avenue to an elevation of 434.91 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.
Approved June 24, 1921.
Ordinance Book 32, Page 461.

No. 283

AN ORDINANCE — Establishing the grade of Leland street, from Mayfield avenue to Hawkins way.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly curb line of Leland street, from Mayfield avenue to Hawkins way, shall be and the same is hereby established as follows, to-wit:

Beginning on the southerly curb line of Mayfield avenue at an elevation of 366.25 feet; thence falling at the rate of 4.99% for a distance of 326.40 feet to the northerly curb line of Hawkins way to an elevation of 349.95 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.
Approved June 24, 1921.
Ordinance Book 32, Page 461.

No. 284

AN ORDINANCE—Re-establishing the grade on Mayfield avenue, from Perrysville avenue to Marshall avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly curb line of Mayfield avenue, from Perrysville avenue to Marshall avenue, shall be and the same is hereby re-established, as follows, to-wit:

Beginning on the westerly curb line of Perrysville avenue at an elevation of 443.48 feet; thence falling at the rate of 4% for a distance of 10.0 feet to an elevation of 443.08 feet; thence falling at the rate of 21.13% for a distance of 183.67 feet to an elevation of 404.27 feet; thence falling at the rate of 7% for a distance of 8.0 feet to an elevation of 403.71 feet; thence level for a distance of 24.0 feet; thence

falling at the rate of 7% for a distance of 8.0 feet to an elevation of 403.15 feet; thence falling at the rate of 15% for a distance of 154.75 feet to an elevation of 379.94 feet; thence falling at the rate of 7% for a distance of 40.0 feet to an elevation of 377.14 feet; thence falling at the rate of 4.82% for a distance of 225.60 feet to an elevation of 366.25 feet; thence level for a distance of 40.0 feet; thence rising at the rate of 18% for a distance of 123.68 feet to an elevation of 388.50 feet; thence rising at the rate of 7% for a distance of 50.0 feet to an elevation of 392.0 feet; thence rising at the rate of 18% for a distance of 100.0 feet to an elevation of 410.0 feet; thence rising at the rate of 7% for a distance of 20.0 feet to an elevation of 411.40 feet; thence rising at the rate of 17% for a distance of 100.0 feet to an elevation of 428.40 feet; thence rising at the rate of 7% for a distance of 40.0 feet to an elevation of 431.20 feet; thence rising at the rate of 16% for a distance of 87.25 feet to a point of curve to an elevation of 445.16 feet; thence by a convex parabolic curve for a distance of 100.0 feet to an elevation of 449.16 feet; thence falling at the rate of 8% for a distance of 82.75 feet to an elevation of 442.54 feet; thence falling at the rate of 5% for a distance of 10.0 feet to the easterly curb line of Marshall avenue to an elevation of 442.04 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.
Approved June 24, 1921.
Ordinance Book 32, Page 462.

No. 285

AN ORDINANCE — Establishing the grade of Selkirk way, from Edgerton avenue to Willard street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of Selkirk way, from Edgerton avenue to Willard street, be and the same is hereby established as follows, to-wit:

Beginning on the southerly curb line of Edgerton avenue at an elevation of 282.75 feet; thence falling at the rate of 3.00 feet per 100 feet for

the distance of 8.06 feet to a point of curve to an elevation of 282.51 feet; thence by a concave parabolic curve for the distance of 30.00 feet to a point of tangent to an elevation of 282.29 feet; thence rising at the rate of 1.60 feet per 100 feet for the distance of 135.97 feet to a point of curve to an elevation of 284.47 feet; thence by a concave parabolic curve for the distance of 60.00 feet to a point of tangent to an elevation of 283.78 feet; thence rising at the rate of 12.76 feet per 100 feet for the distance of 77.97 feet to the northerly line of Willard street to an elevation of 298.61 feet; thence rising at the rate of 6.00 feet per 100 feet for the distance of 12.00 feet to the northerly curb line of Willard street to an elevation of 299.33 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 463.

No. 286

AN ORDINANCE—Re-establishing the grade on Shelton street, from Mayfield avenue to Charles street north.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the easterly curb line of Shelton street, from Mayfield avenue to Charles street north shall be and the same is hereby re-established, as follows, to-wit:-

Beginning on the southerly curb line of Mayfield avenue at an elevation of 379.31 feet; thence falling at the rate of 6.07% for a distance of 321.85 feet to an elevation of 359.78 feet; thence falling at the rate of 1% for a distance of 594.0 feet to a point of curve to an elevation of 353.84 feet; thence by a concave parabolic curve for a distance of 20.0 feet to a point of tangent to an elevation of 354.15 feet; thence rising at the rate of 4.10% for a distance of 130.0 feet to the northerly curb line of Charles street north to an elevation of 359.48 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved July 24, 1921.

Ordinance Book 32, Page 463.

No. 287

AN ORDINANCE—Fixing the width and position of the curb lines, roadway and sidewalks of Norwood avenue, from Hawkins avenue to Keokuk way, establishing and re-establishing the grade and providing for the sloping and parking of the portion of said Norwood avenue lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the roadway and sidewalks and the grade of the westerly curb line of Norwood avenue, from Hawkins avenue to Keokuk way shall be and same are hereby fixing and established and re-established as follows, to-wit:

The east curb line shall be parallel to the east line of the street and at a perpendicular distance of 10.0 feet west therefrom.

The west curb line shall be parallel to the west line of the street and at a perpendicular distance of 20.0 feet east therefrom.

The roadway shall have a uniform width of 20.0 feet and shall occupy the portion of the street lying between the curb lines as above described.

The sidewalks shall have a uniform width of 7.0 feet lying along the curb lines as above described.

The remainder of the street lying without the lines of the sidewalks as above described, shall be used for slopes, parking, etc.

Beginning on the northerly curb line of Hawkins avenue at an elevation of 384.30 feet; thence rising at the rate of 1.95% for a distance of 322.78 feet to an elevation of 390.00 feet; thence level for a distance of 22.0 feet to a point of curve; thence by a concave parabolic curve for a distance of 30.24 feet to a point of tangent to an elevation of 392.49 feet; thence rising at the rate of 12.5% for a distance of 78.76 feet to an elevation of 402.11 feet; thence rising at the rate of 7% for a distance of 20.0 feet to an elevation of 403.73 feet; thence rising

at the rate of 12.18% for a distance of 100.0 feet to an elevation of 415.91 feet; thence rising at the rate of 7% for a distance of 8.0 feet to the southerly curb line of Kennedy avenue to an elevation of 416.47 feet; thence falling to the northerly curb line of Kennedy avenue to an elevation of 416.21 feet; thence rising at the rate of 5% for a distance of 8.0 feet to an elevation of 416.61 feet; thence rising at the rate of 8.5% for a distance of 100.0 feet to the southerly line of Keokuk way to an elevation of 425.11 feet; thence rising at the rate of 5% for a distance of 20.0 feet to the northerly line of Keokuk way to an elevation of 426.11 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 464.

No. 288

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Hillcrest street, from North Rebecca street to North Fairmount street, re-establishing the grade from North Graham street to North Fairmount street and providing for the grading and parking of the portions of said Hillcrest street lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway of Hillcrest street, from North Rebecca street to North Fairmount street and the grade of the southerly curb line from North Graham street to North Fairmount street be and the same are hereby fixed and re-established as follows, to-wit:

The following survey line is hereby established as a basis for locating the position of the sidewalks and roadway.

Beginning at a stone monument at the southwest corner of North Rebecca street and Hillcrest street; thence extending eastwardly, being parallel to and 5.0 feet northwardly from the southerly line of Hillcrest street, as set out by William Watson Smith's

Ingleside Plan of Lots, recorded in the Recorder of Deeds Office for Allegheny County in Plan Book Vol. 20, page 306 for a distance of 1020.76 feet to a point on the easterly 5.0 foot survey line of North Fairmount street, said point being distant 56.62 feet northwardly from a stone monument on the easterly 5.0 foot survey line of North Fairmount street at the first angle south of Hillcrest street.

The southerly curb line shall be parallel to and 9.0 feet north of the above described survey line.

The northerly curb line shall be parallel to and 31.0 feet north of the above described survey line.

The roadway shall be of a uniform width of 22.0 feet and shall occupy that portion of the street between the above described curb lines.

The sidewalks shall be of a uniform width of 8.0 feet and shall lie along and be parallel to their respective curb line as above described.

The remainder of the street lying without the lines of the sidewalks and roadway, as above described, shall be used for slopes, parking, etc.

The grade of the southerly curb line shall begin at the easterly curb line of North Graham street at an elevation of 393.68 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 10.33 feet to a point to an elevation of 394.20 feet; thence rising at a rate of 7.60 feet per 100 feet for a distance of 181.61 feet to a point opposite the westerly curb line of Ardary street, to an elevation of 408.0 feet; thence rising at a rate of 6.0 feet per 100 feet for a distance of 82.40 feet to a point of curve to an elevation of 412.94 feet; thence by a convex parabolic curve for a distance of 150.0 feet to a point of tangent to an elevation of 406.19 feet; thence falling at a rate of 15.0 feet per 100 feet for a distance of 230.69 feet to the westerly line of North Fairmount street to an elevation of 371.59 feet; thence falling at a rate of 5.0 feet per 100 feet for a distance of 14.37 feet to the westerly curb line of North Fairmount street to an elevation of 370.87 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 24, 1921.

Ordinance Book 32, Page 465.

No. 289

AN ORDINANCE — Authorizing and directing the Grading of Marshall avenue, from Perrysville avenue to Goshen street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Marshall avenue between Perrysville avenue and Goshen street, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Marshall avenue from Perrysville avenue to Goshen street, be graded.*

Section 2. The Mayor and the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Sixty-five hundred (\$6,500.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4 The any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 466.

No. 290

AN ORDINANCE — Authorizing and directing the Grading and Paving of Swan way from Wellesley avenue to Hampton street and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Swan way, between Wellesley avenue and Hampton street have petitioned the Council of the City of Pittsburgh to enact an ordinance for the grading, and paving of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Swan way, from Wellesley avenue to Hampton street, be graded and paved.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, and paving of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ten thousand five hundred (\$10,500.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 467.

No. 291

AN ORDINANCE — Authorizing and directing the construction of a public sewer on north sidewalk of Mayfield avenue from a point about 15 feet east of Mohn way to the existing sewer on Mayfield avenue at Norwood street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on north sidewalk of Mayfield avenue from a point about 15 feet east of Mohn way to the existing sewer on Mayfield avenue at Norwood street. Commencing on the north sidewalk of Mayfield avenue at a point 15 feet east of Mohn way, thence eastwardly along the north sidewalk of Mayfield avenue to the existing sewer on Mayfield avenue at Norwood street; said sewer to be terra-cotta pipe and 15 inches in diameter.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two thousand dollars (\$2,000.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 468.

No. 292

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Delgar street and Hawkins avenue from a point about 15 feet south of Mayfield avenue to the existing sewer on Norwood street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Delgar street and Hawkins avenue from a point about 15 feet south of Mayfield avenue to the existing sewer on Norwood street. Commencing on Delgar street at a point about 15 feet south of Mayfield avenue, thence southwardly along Delgar street to Hawkins avenue, thence eastwardly along Hawkins avenue to the existing sewer on Norwood street; said sewer to be terra-cotta pipe and 15 inches in diameter.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Three thousand one hundred dollars (\$3,100.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 469.

No. 293

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Coleridge street and Woodbine street from a point about 265 feet southeast of Woodbine street to the existing sewer on Stanton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Coleridge street and Woodbine street from a point about 265 feet southeast of Woodbine street to the existing sewer on Stanton avenue. Commencing on Coleridge street at a point about 265 feet southeast of Woodbine street, thence northwestwardly along Coleridge street to Woodbine street, thence northeastwardly along Woodbine street to the existing sewer on Stanton avenue; said sewer to be terra-cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two thousand seven hundred dollars (\$2,700.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 470.

No. 294

AN ORDINANCE — Authorizing and directing the construction of a public sewer on Ingham street from a point about 15 feet east of Stayton street to the present sewer on Brighton road, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on Ingham street from a point about 15 feet east of Stayton street to the present sewer on Brighton road. Commencing on Ingham street at a point about 15 feet east of Stayton street, thence eastwardly along Ingham street to the present sewer on Brighton road; said sewer to be terra-cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of One thousand eight hundred dollars (\$1,800.00) which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 471.

No. 295

AN ORDINANCE — Widening Bethel place in the 11th Ward of the City of Pittsburgh, from North Highland avenue to Collins avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Bethel place in the 11th Ward of the City of Pittsburgh, from North Highland avenue to Collins avenue, be and the same is hereby widened to a width of 16 feet by taking for public use for highway purposes all the property between the lines hereinafter described as follows, to-wit:

The northerly line shall begin on the easterly line of North Highland avenue at a point distant 122.48 feet southwardly from the southeast corner of North Highland avenue and Hoeveler street; thence deflecting to the left $84^{\circ} 56' 30''$ and extending eastwardly for a distance of 790.89 feet to Collins avenue being parallel to and at a perpendicular distance of 122 feet southwardly from the southerly line of Hoeveler street.

The southerly line shall be parallel to and at a perpendicular distance of 16 feet southwardly from the above described northerly line.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Bethel place, from North Highland avenue to Collins avenue, to be widened, in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 472.

No. 296

AN ORDINANCE—Accepting the dedication of certain property in the 27th Ward of the City of Pittsburgh for public use for highway purposes for the widening of Gerber avenue.

Whereas, the heirs of Michael Geyer were Fredericka Geyer, Charles Geyer, Harry Geyer and Clara R. Geyer his wife, Louis Geyer and Clara B. Geyer his wife, Elizabeth Geyer-Schwerd and Albert F. Schwerd her husband, Louis Gerber and Elizabeth K. Gerber his wife, Christian G. Gerber and M. Leonora Gerber his wife, Louis C. Gerber and Martha V. Gerber his wife, Anna Gerber Royston and W. A. Royston, Jr., her husband, Henrietta E. Opperman and F. W. Opperman her husband: owners of the property hereinafter described, has executed and delivered to the City of Pittsburgh, its certain Deed of Dedication, bearing date of March 23rd, 1921, now on file in the office of the Bureau of Engineering of said City, for public street or public highway purposes for the widening of Gerber avenue and has released said City from any liability for damages for or by reason of the physical grading of said public highway to the grade as now established, therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the said Deed of Dedication be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place same on record in the office of the Recorder of Deeds in and for the County of Allegheny.

Section 2. The ground so as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said Deed of Dedication and shall be known as Gerber avenue, the same being bounded and described as follows, to-wit:

Beginning at a point on the easterly line of Shadeland avenue; thence north $78^{\circ} 53'$ east for the distance of 192.92 feet to the easterly line of Gerber avenue; thence north $5^{\circ} 14'$ east for the distance of 1.04 feet; thence south $78^{\circ} 53'$ west for the distance of 193.22 feet to the easterly line of Shadeland avenue; thence south $11^{\circ} 45'$ east for the distance of 1.00 foot to the place of beginning.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 20, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 473.

No. 297

AN ORDINANCE — Authorizing and directing partial payments to be made to Booth & Flinn, Ltd., for the grading, regrading, paving and otherwise improving Mount Oliver street from South Eighteenth Street to a point fifty feet north of Loyal Way.

Whereas, the City has let a certain contract to Booth & Flinn, Ltd., for the grading, regrading, paving, repaving and otherwise improving Mount Oliver Street from South Eighteenth Street to a point fifty feet north of Loyal Way, which improvement was authorized by an ordinance which provided that the costs, damages and expenses be assessed against property benefited; and

Whereas, but a small portion of the cost of said improvement can be assessed against the property benefited, and the city knowing this fact authorized an increase in indebtedness in the sum of ninety-six thousand (\$96,000.00) dollars, of which amount forty-four thousand (\$44,000.00) dollars was for the purpose of paying any amount assessed against it by reason of the improvement above specified; and

Whereas, it is now evident that the said City's share of the said cost will not be less than forty-four thousand (\$44,000.00) dollars, and the City is desirous of making partial payment to the contractor on account thereof in advance of the actual assessment against said City, as the work has been completed and accepted by said City, and the balance due the contractor is drawing interest at six (6%) per cent.; Now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the following city officers be and they are hereby authorized and directed, upon the consent in writing of the bondsmen of the said contractor, filed with the City Controller, to issue*

estimates to said contractor on account of said improvements, and to make partial payments to the contractor in advance of the making of an assessment against said City; and the Mayor is authorized to issue and the Controller to countersign warrants therefor up to the sum of forty thousand (\$40,000.00) dollars, drawn on Appropriation No. 197, Mount Oliver Street Improvement Bonds, which were issued for that purpose.

Section 2. *That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.*

Passed June 15, 1921.

Approved June 25, 1921.

Ordinance Book 32, Page 474.

No. 298

AN ORDINANCE—Amending Section 91, Bureau of Parks, Department of Public Works, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and an Amendment thereto, which became a law January 3rd, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 91, Bureau of Parks, Department of Public Works, of an Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof," which became a law January 2nd, 1920, and an Amendment thereto, which became a law January 3rd, 1921, shall be and the same are hereby amended by adding,— Golf Supervisor.....\$150.00 per month.*

Section 2. *That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.*

Passed June 20, 1921.

Approved July 2, 1921.

Ordinance Book 32, Page 475.

No. 299

AN ORDINANCE—Declaring that an emergency exists owing to the

condition of the Point Bridge over the Monongahela River as a result of excessive live loads due to the increase in volume of traffic and weight of trucks and street cars, and making an emergency appropriation in the sum of Seventy-seven thousand (\$77,000.00) Dollars for the payment of the cost of temporary repairs, conducting an investigation and study of the exact physical condition of the present structure; preparation of preliminary plans for its replacement, and the improvement of a detour thoroughfare to relieve traffic using said structure out of revenues derived from taxes and other sources of income.

Whereas, the Point Bridge over the Monongahela River, owned and maintained by the City of Pittsburgh, is an old structure which has been subjected to excessive live loads due to the increase in the volume of traffic, and weight of trucks and street cars, and

Whereas, the further continued use of this bridge is dependent upon keeping the structure in the best condition possible, and further upon excluding therefrom all motor trucks in excess of five (5) Ton combined total weight, and

Whereas, it is of imperative necessity to know the exact physical condition of this structure requiring an engineering investigation and study therefor, and in view of the possibility of the suspension of traffic on this bridge it is necessary to begin the preparation of plans for its replacement, and to employ engineering services therefor, and

Whereas, in order to exclude heavy moving loads from this bridge, and to provide a suitable thoroughfare in case traffic on this bridge is entirely suspended, and to serve as a detour thoroughfare during its early replacement, it is necessary to repave West Carson Street between the Point Bridge and the Smithfield Street Bridge, and

Whereas, Council has satisfied itself that in view of the foregoing facts, a contingency or emergency has arisen, the Mayor and the City Controller having duly certified to the existence of this emergency as herein recited. Now Therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the condition of the Point Bridge over the Monongahela River as a result of

excessive live loads due to the increase in volume of traffic and weight of trucks and street cars is such that it is hereby declared that an emergency exists and measures must be taken immediately providing for the temporary relief thereof, and for the early replacement of this structure.

Section 2. That the sum of Seventy-seven Thousand (\$77,000.00) Dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Emergency Appropriation and from revenues derived from taxes and other sources of income, said fund to be known and designated as Code Account No. 1567-M, Special Reservation, for the payment of the cost of temporary repairs, conducting an investigation and study of the exact physical condition of the present structure; preparation of preliminary plans for its replacement, and the improvement of a detour thoroughfare to relieve traffic using said structure, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign Warrants drawn in payment of the expenses entailed in prosecuting said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1921.

Approved July 5, 1921.

Ordinance Book 32, Page 475.

No. 300

AN ORDINANCE—Granting unto Booth & Flinn, Ltd., Contractors, their successors and assigns, the right to construct, maintain and use a temporary overhead tippie and bins on Brownsville Avenue, located opposite the eastern building line of Manor Street, for the purpose of loading cars with excavated materials from the north end of Liberty tunnels, 18th Ward, Pittsburgh, Pa. The said Booth & Flinn, Ltd., Contractors, have been awarded a contract by the Commissioners of Allegheny County to construct the said tunnels.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Booth & Flinn, Ltd., Contractors, their

successors and assigns, be and are hereby given the right and authority at their own cost and expense, to construct, maintain and use temporary overhead tipple and bins on Brownsville Avenue, located opposite the eastern building line of Manor Street, for the purpose of loading cars with excavated materials from the north end of Liberty Tunnels, said structure to have a clearance of twenty-three (23,) feet and no obstruction between curb lines. The said overhead tipple and bins shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-170, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Temporary Tipple and Bins on Brownsville Avenue for Booth & Flinn, Ltd., Contractors, 18th Ward, City of Pittsburgh."

Section 2. The said company, prior to beginning the construction of the said overhead tipple and bins shall submit to the Director of the Department of Public Works of the said city a complete set of plans in triplicate showing the location and all details for the construction and maintenance of the said overhead tipple and bins, said plans and the construction and maintenance of the said overhead tipple and bins shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of overhead tipple and bins on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said overhead tipple and bins. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said overhead tipple and bins upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Booth & Flinn, Ltd., Contractors, their successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of said six months, forthwith, remove the said overhead tipple and bins and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of said overhead tipple and bins, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval Booth & Flinn, Ltd., Contractors, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company, with its corporate seal attached.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1921.

Approved July 5, 1921.

Ordinance Book 32, Page 477.

No. 301

AN ORDINANCE—Granting unto Booth & Flinn, Ltd., Contractors, their successors and assigns, the right to construct, maintain and use a temporary track on Bucyrus Avenue, from Chartiers Avenue, eastwardly for an approximate distance of two hundred and ten (210") feet; thence northwardly through private property to Rudolph Street, across Rudolph

Street to private property to proposed dump, 20th Ward, Pittsburgh; said track to be laid for the purpose of conveying excavated material from the northeast end of Liberty Tunnel over Pittsburgh Railway tracks to said Bucyrus Avenue. The said Booth & Flinn, Ltd., Contractors, have been awarded a contract by the Commissioners of Allegheny County to construct the said tunnels.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Booth & Flinn, Ltd., Contractors, their successors and assigns, be and are hereby given the right and authority, at their own cost and expense, to construct, maintain and use a temporary track on Bucyrus Avenue, from Charliers avenue eastwardly for an approximate distance of two hundred and ten (210') feet; thence northwardly through private property to Rudolph Street, across Rudolph Street to private property to proposed dump, 20th Ward, Pittsburgh; said track to be laid for the purpose of conveying excavated material from the northeast end of Liberty Tunnel over Pittsburgh Railway tracks to said Bucyrus Avenue. The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-169, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, 'Proposed Temporary Track on Bucyrus Avenue and across Rudolph Street, for Booth & Flinn, Ltd. Contractors., 20th Ward, City of Pittsburgh.

Section 2. The said company, prior to beginning the construction of the said track, shall submit to the Director of the Department of Public Works of the said city a complete set of plans in triplicate showing the location and all details for the construction and maintenance of the said track, said plans and the construction and maintenance of the said track shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating hereto and to the provisions of any general ordinance which may hereafter be passed relating to the con-

struction, maintenance and use of track on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Booth & Flinn, Ltd., Contractors, their successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of said six months, forthwith remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval Booth & Flinn, Ltd., Contractors, shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company, with its corporate seal attached.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1921.

Approved July 5, 1921.

Ordinance Book 32, page 478.

No. 302

AN ORDINANCE—Authorizing and directing the Grading and Paving of Wellston Way, from North Highland Avenue to North St. Clair Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Wellston Way, from North Highland Avenue to North St. Clair Street, be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Nine Thousand (\$9,000.00) Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1921.

Approved July 5, 1921.

Ordinance Book 32, Page 480.

No. 303

AN ORDINANCE—Repealing an ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Kaufman way, from Denniston street to Hailman street," approved by the Mayor May 2nd, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* an ordinance entitled, "An Ordinance authorizing and directing the grading and paving of Kaufman way, from Denniston street to Hailman street," approved May 2nd, 1921, and recorded in Ordinance Book, vol. 32, page 273, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed June 27, 1921.

Approved July 5, 1921.

Ordinance Book 32, Page 481.

No. 304

AN ORDINANCE—Providing for the letting of a contract for the furnishing of one (1) Tractor for the Pittsburgh City Home & Hospital.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract to the lowest responsible bidder or bidders for the furnishing of one (1) tractor for the Pittsburgh City Home & Hospital, at a cost not to exceed the sum of seven hundred (\$700.00) dollars and to include an exchange of two (2) old tractors, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, same to be chargeable to and payable from Code Account No. 1326 Charities.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed, June 27, 1921.

Approved July 5, 1921.

Ordinance Book 32, Page 482.

No. 305

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the repaving of West Carson Street, from the Point Bridge over the Monongahela River to the Smithfield Street Bridge Approach, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the repaving of West Carson Street, from the Point Bridge over the Monongahela River to the Smithfield Street Bridge Approach and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Fifty-Three Thousand Dollars (\$53,000.00), or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1567-M, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance. *

Passed June 27, 1921.

Approved July 5, 1921.

Ordinance Book 32, Page 482.

No. 306

AN ORDINANCE—Appropriating the sum of \$30,000.00 as an emergency appropriation, and authorizing the letting of a contract or contracts for the reconstruction of the Power Plant of the Municipal Hospital, pursuant to emergency certificate of the Mayor and City Controller.

Whereas, On 1921, by reason of an explosion at the Power Plant of the Municipal Hospital, it was severely injured, necessitating its reconstruction, and there is no appropriation out of which the cost of the same can be paid, and the Mayor and the City Controller pursuant to Section 13 of the Act of May 31, 1911, have signed an emergency certificate requesting Council to pass an appropriation for the purpose of providing a fund out of which can be paid the cost of the reconstruction of said Power Plant; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the sum of \$30,000.00 is hereby set aside and appropriated for the payment of the cost of the reconstruction of the Power Plant at the Municipal Hospital.

Section 2. The Mayor and the Director of the Department of Public Health are hereby authorized and directed, pursuant to law, to let a contract or contracts for the reconstruction of the Power Plant of the Municipal Hospital, the cost of the same not to exceed \$30,000.00.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 483.

No. 307

AN ORDINANCE—Authorizing the Director of the Department of Public Works of the City of Pittsburgh to proceed to condemn the property of Lorenze Schlelein and Mary, widow of John Schlelein, situate in the 24th ward.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in said corporation for the acquisition by it of the real estate hereinafter mentioned and described, to be used for public playground purposes, therefore, the Director of the Department of Public Works of the City of Pitts-

burgh is hereby authorized and directed to proceed, in the name and on behalf of the said City, to have taken, appropriated and condemned for public playground purposes, in the manner prescribed by law, the real estate and property of Lorenze Schlelein and Mary, widow of John Schlelein situate in the 24th ward of the City of Pittsburgh, bounded and described as follows, to-wit:

Beginning at a point on the east side of East Street 270.23 feet north from Loreda Street; thence north along East Street for a distance of 210 feet; thence extending by even and parallel lines at right angles to East Street, eastwardly for a distance of 240 feet to Braham Street, formerly Buente Street.

And the City of Pittsburgh does hereby elect and resolve to take, use and appropriate the said real estate and land for the purpose aforesaid, the damages therefor not having been agreed upon between the said city and the said owner.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 484.

No. 308

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing two automobiles and one auto truck for the use of the Bureau of Engineering, Department of Public Works, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Supplies shall be and are hereby authorized and directed to advertise for proposals and award a contract or contracts to the lowest responsible bidder or bidders for furnishing two automobiles and one auto truck for the use of the Bureau of Engineering, Department of Public Works, for a sum not to exceed \$5400.00 and to enter into a contract or

contracts with the successful bidder or bidders for the furnishing of said automobiles and auto truck in accordance with the laws and Ordinances governing said city.

Section 2. That for the payment of the costs thereof, the sum of \$5400.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1522 F, Equipment, General Office, Bureau of Engineering.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 484.

No. 309

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the Island Avenue Bridge, over the Pittsburgh, Ft. Wayne and Chicago Railroad, and authorizing the setting aside of \$78,000.00 from the proceeds of Island Avenue Bridge Bonds, 1919 Bond Fund Appropriation No. 219, for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction of the Island Avenue Bridge, over the Pittsburgh, Ft. Wayne and Chicago Railroad, for a sum not to exceed Seventy-eight thousand (\$78,000.00) Dollars and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinance governing the said City.

Section 2. That for the payment of the costs thereof the sum of Seventy-eight thousand (\$78,000.00) Dollars, or so much thereof as may be necessary, shall be and is hereby set

apart and appropriated from the proceeds of Island Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 219, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 485.

No. 310

AN ORDINANCE — Authorizing and directing partial payments to be made to M. O'Herron Company for the grading, regrading, paving, repaving, and otherwise improving to the re-established lines and re-established grades of Carson Street East, from Smithfield Street to South 7th Street, and the regrading, repaving and otherwise improving of the streets affected thereby to-wit: South 1st Street from Carson Street East to McKean Street; South 2nd Street from Carson Street East to McKean Street, and South 5th Street from Carson Street East to Cabot Way.

Whereas, the City has let a certain contract to M. O'Herron Company for making the aforesaid improvement by virtue of Ordinance No. 138, approved April 3rd, 1920, and which ordinance provided that the costs, damages and expenses of the same be assessed against and collected from the properties specially benefited thereby, and

Whereas, but a small portion of the cost of said improvement can be assessed against the property specially benefited thereby, and the City knowing this fact authorized an increase in indebtedness in the sum of Three Hundred Fifteen Thousand (\$15,000.00) Dollars, for the purpose of paying any amount assessed against it by reason of the improvement of Carson Street East, and the streets affected thereby, including damages occasioned thereby, and

Whereas, it is now evident that the City's share of said cost will not be less than One Hundred Four Thousand (\$104,000.00) Dollars, and

the City is desirous of making partial payment to the contractor on account thereof, in advance of the actual assessment against the City, Now therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the proper officers be and they are hereby authorized and directed, upon the consent in writing of the bondsmen of the said contractor, filed with the City Controller, to issue partial estimates to said contractor on account of said improvements, and to pay the said contractor eighty (80) per cent of said estimate in advance of the completion of the work, and the making of an assessment against said City; and the Mayor is authorized to issue and the Controller to countersign, warrants therefor up to the sum of Eighty-three Thousand Two Hundred (\$83,200.00) Dollars, drawn on the proceeds of the Carson Street East Improvement Bonds, which were issued for that purpose.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 486.

No. 311

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing an auto truck for the use of the Division of Bridges, Bureau of Engineering, Department of Public Works, and providing for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Mayor and the Director of the Department of Supplies shall be and are hereby authorized and directed to advertise for proposals and award a contract or contracts to the lowest responsible bidder or bidders for furnishing one (1) auto truck for the Division of Bridges, Bureau of En-

gineering, for a sum not to exceed \$3,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the furnishing of said auto truck in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the costs thereof, the sum of \$3,000.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1522, Equipment Bureau of Engineering.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 487.

No. 312

AN ORDINANCE—Providing for the letting of contracts for electric wiring work and for the heating system in chauffeurs' houses constructed on the north side of the Monongahela Wharf between Smithfield and Short Streets and on the south side of the Allegheny Wharf between the Sixth or Federal Street Bridge and the Ninth Street Bridge under the supervision and direction of the Department of Public Safety.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Safety shall be and they are hereby authorized, empowered and directed to advertise for proposals and let contracts to the lowest responsible bidders for electric wiring and heating system in the chauffeurs' houses located on the north side of the Monongahela Wharf between Smithfield and Short Streets and on the south side of the Allegheny Wharf between the Sixth or Federal Street Bridge and the Ninth Street Bridge under the supervision of the Department of Public Safety, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class", approved the 7th day of March A. D., 1901, and the various supplements and amendments thereto and the Ordinances of City*

Council in such cases made and provided, the costs therefor not to exceed the sum of Five Hundred (\$500.00) Dollars, and to be charged within the total sum of Twenty-five Thousand, (\$25,000.00) Dollars, set aside from Code Account No. 42, Contingent Fund, by virtue of an Ordinance of City Council No. 222, Series 1921, entitled, "An Ordinance providing for the letting of contracts for certain changes and improvements on portions of the north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles", approved the 6th day of June A. D., 1921, recorded in O. B. Volume 32, Page 411.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6th, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 488.

No. 313

AN ORDINANCE—Re-establishing the grade of Island Avenue, from California Avenue to a point 40 feet eastwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the northerly curb line of Island Avenue, from California Avenue to a point 40 feet eastwardly therefrom, shall be and the same is hereby re-established as follows, to-wit:*

BEGINNING on the easterly curb line of California Avenue at an elevation of 74.24 feet; thence falling at a rate of 1 foot per 100 feet for a distance of 40 feet to a point to an elevation of 72.87 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 489.

No. 314

AN ORDINANCE—Re-establishing the grade of California Avenue, from a point 131.11 feet southwardly from the intersection of the southerly curb line of Island Avenue and the easterly curb line of California Avenue to a point 84 feet northwardly from the intersection of the northerly curb line of Island Avenue and the easterly curb line of California Avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly and westerly curb lines of California Avenue, from a point 131.11 feet southwardly from the intersection of the southerly curb line of Island Avenue and the easterly curb line of California Avenue to point 84 feet northwardly from the intersection of the northerly curb line of Island Avenue and the easterly curb line of California Avenue, shall be and the same is hereby re-established as follows, to-wit:

The grade of the easterly curb line shall begin at a point distant 131.11 feet southwardly from the intersection of the southerly curb line of Island Avenue and the easterly curb line of California Avenue at an elevation of 71.23 feet (curb as set); thence rising at a rate of 4 feet per 100 feet for a distance of 100 feet to a point distant 31.11 feet from the intersection of the southerly curb line of Island Avenue and the easterly curb line of California Avenue at an elevation of 75.23 feet; thence falling to the northerly curb line of Island Avenue to an elevation of 74.27 feet; thence falling at a rate of 4.14 feet per 100 feet for a distance of 53.52 feet to a point at an elevation of 72.05 feet (curb as set).

The grade of the westerly curb line shall begin at a point distant 131.11 feet southwardly from the intersection of the southerly curb line of Island Avenue and the easterly curb line of California Avenue at an elevation of 71.30 feet (curb as set); thence rising at a rate of 4.22 feet per 100 feet for a distance of 109 feet to the southerly curb line of the Island Avenue Bridge; to an elevation of 75.90 feet; thence level to the northerly curb line of Island Avenue Bridge; thence falling at a rate of 3.5 feet per 100 feet for a distance of 119 feet to a point at an elevation of 71.73 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6th, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 489.

No. 315

AN ORDINANCE—Re-establishing the grade of Hobart Street, from a point 211.03 feet east of Wightman Street to a point 914.13 feet east of said Wightman Street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the south curb line of Hobart Street, from a point 211.03 feet east of Wightman Street to a point 914.13 feet east of said Wightman Street, shall be and the same is hereby re-established as follows, to-wit:

BEGINNING at a point on the south curb line of Hobart Street distant 211.03 feet east of the easterly line of Wightman Street at an elevation of 409.35 feet; thence rising by a convex parabolic curve for the distance of 100 feet to an elevation of 411.50 feet; thence falling at the rate of 0.70 per cent for the distance of 603.10 feet to a point, said point being distant 914.13 feet eastwardly from the east line of Wightman Street to an elevation of 407.28 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 490.

No. 316

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the south sidewalk and roadway of Superior Avenue, from a point about 45 feet west of Stayton Street to the existing sewer on Superior Avenue west of Stayton Street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a Public Sewer be constructed on the south sidewalk and roadway of Superior Avenue, from a point about 45 feet west of Stayton Street to the existing sewer on Superior Avenue, west of Stayton Street. Commencing on the south sidewalk of Superior Avenue at a point about 45 feet west of Stayton Street, thence westwardly along south sidewalk of Superior Avenue to a point 335 feet west of Stayton Street, thence northwestwardly and westwardly, respectively, along roadway of Superior Avenue to the existing sewer on Superior Avenue west of Stayton Street. Said sewer to be terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Two Thousand Four Hundred dollars, (\$2,400.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 491.

No. 317

AN ORDINANCE—Authorizing and directing the Mayor and the Direc-

tor of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of a trunk sewer, on certain streets and ways in the on certain streets and ways in the Brushton district of the Nine Mile Run Sewer System, including private properties; describing the same, and authorizing the setting aside of the sum of Two Hundred twenty-one Thousand (\$221,000.00) Dollars from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders, for the construction of a trunk sewer extending along certain streets and ways in the Brushton District of the Nine Mile Run Sewer System, including private properties, from a point about 490 ft. southwest of Wilkinsburg Avenue to the city line on Division Street, to wit:

Extending southwestwardly along Exley Way and Conemaugh Street from a point about 490 ft. southwest of Wilkinsburg Avenue to Wheeler Street, thence southwestwardly along Wheeler Street to Batavia Street, thence southwestwardly along Batavia Street to Oakwood Street, thence continuing southwestwardly across Oakwood Street to private property of Mike Butera et ux, thence continuing westwardly on, over, across and through the said private property of Mike Butera et ux, to Muti Way, thence southwardly along Muti Way and Rosedale Street to the city line on Division Street.

Also for the construction of a branch trunk sewer on Angoria Way, Rod way, Frankstown Avenue and private property of E. E. Barkus, et al, from a point about 25 feet. north of Rod Way to a connection with trunk sewer on Conemaugh Street.

Commencing on Angoria Way at a point about 25 feet north of Rod Way, thence southwardly along Angoria Way to Rod Way, thence continuing southwardly across Rod Way to a 10 ft. reserved strip in the A. McAteer Plan of Lots, thence continuing southwardly on, over, across and through said 10 ft. reserved strip in the A.

McAteer Plan of Lots, and private property of E. E. Barkus to Frankstown Avenue, thence continuing southwardly across Frankstown Avenue to private property of Conrad and Elizabeth Schmitt; thence continuing southwardly on, over, across and through the private property of Conrad and Elizabeth Schmitt and Edward C. Negley, Jr., to Conemaugh Street, thence southwestwardly across Conemaugh Street to a connection with the trunk sewer on Conemaugh Street.

Also for the construction of lateral sewers extending along certain streets, way and private properties, to wit:
ROSEDALE STREET, westerly

sidewalk extending northwardly from a point about 25 feet north of Division Street to the present 15 inch T. C. Pipe sewer on Susquehanna Street.

SUSQUEHANNA STREET, northerly sidewalk extending westwardly from a point about 225 feet west of Rosedale street to the trunk sewer on Rosedale street.

TIOGA STREET, southerly sidewalk extending eastwardly from a point about 190 ft. west of Rosedale Street to the trunk sewer on Rosedale Street.

NIMICK PLACE, Oakwood Street, southerly sidewalk thereof, and Tacoma Street, southerly sidewalk and on the roadway thereof, extending westwardly along Nimick Place from Karl Street to Oakwood Street, thence northwardly along the easterly sidewalk of Oakwood Street to a point opposite Tacoma Street; thence westwardly across Oakwood Street and along the southerly sidewalk and on the roadway of Tacoma Street to the trunk sewer on Rosedale Street.

TOKIO STREET, southwesterly sidewalk, extending northwardly from Singer Street to the storm sewer on Conemaugh Street.

DORNBUSH STREET, extending northwardly from Bricelyn Street to the storm sewer on Exley Way.

PRIVATE PROPERTY of G. W. Hardman, extending southeastwardly from Frankstown Avenue to storm sewer on Exley Way.

BLACKADORE AVENUE AND ROD WAY, extending southwardly on Blackadore Avenue from Parchment Street to Rod Way, thence westwardly along Rod Way to the branch trunk sewer crossing Rod Way at Angoria Way.

Said trunk sewer, branch trunk sewer, and lateral sewers to be con-

structed in accordance with Plans Acc. Nos. D-3117 to D-3131 incl. on file in the Bureau of Engineering, Department of Public Works.

The contract or contracts therefor to be awarded for a sum not to exceed Two hundred twenty-one thousand (\$221,000.00) Dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of Two hundred twenty-one thousand (\$221,000.00) Dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, and the Mayor and the City Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 11, 1921.

Ordinance Book 32, Page 492.

No. 318

AN ORDINANCE—Regulating the design, erection, and the use of building materials, systems, units and forms of construction; authorizing the Superintendent of the Bureau of Building Inspection to issue approvals and disapprovals of building materials, systems, units and forms of construction; extending the right to any manufacturer, agent or legal representative to conduct tests to prove the strength and suitability of his building material, system, unit or form of construction for the purposes for which it is intended to be used; providing regulations for the conduct of tests and test standards for the strength and suitability of building materials, systems, units and forms of construction; all with a view to preventing danger to and loss of life or damage to property from unsafe or improper

construction or design of buildings; and providing penalties for violations of the provisions hereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* from and after the approval of this ordinance, the following provisions regulating the design, erection, use, testing, approval and disapproval of building materials, systems, units and forms of construction, all as herein-after defined and provided; and providing penalties for the violation of the provisions hereof, shall be in full force and effect.

Section 2.

(1) **SHORT TITLE:** This ordinance shall hereafter be known and cited as the **GENERAL ENGINEERING REGULATIONS.**

(2) **MATTER COVERED:** All matters concerning, affecting or relating to the approval of building materials, systems, units and forms of construction for the purposes for which they are intended to be used, and the design, erection and use of same, are presumptively provided for in this ordinance except insofar as the meaning of the same may be interpreted by the rulings and findings of the Board of Standards and Appeals.

(3) **INTENT:** This ordinance is enacted to provide adequate and safe building construction including the proper planning, design, quality, use and erection of building materials, systems, units and forms of construction; to prevent loss of life and damage to property from unsafe and improper construction and design of buildings and shall be so construed.

Section 3.

BUILDING MATERIALS, SYSTEMS, UNITS AND FORMS OF CONSTRUCTION

(1) **GENERAL:** Whenever regulations are not provided in this or other ordinances for any building material, system unit or form of construction, and whenever it is necessary to determine the strength and suitability of any building material, system, unit or form of construction for the purpose for which it is intended to be used, same must be subjected to and regulated by the test requirements herein provided.

(a) The right is hereby extended to the manufacturer, agent or other legal representative of any building material, system, unit or form of construction to test same accord-

ing to the standard requirements of this ordinance and to prove the suitability thereof for the purpose for which it is intended to be used.

(b) If at any time the Superintendent of the Bureau of Building Inspection finds that the regulations established in the ordinances, do not provide for the use of a particular building material, system, unit or form of construction, he shall have the power and it shall be his duty to require the manufacturer, agent or other legal representative of such to obtain approval for said building material, system, unit or form of construction under the regulations as provided in this ordinance before same can be put to use in building construction.

(2) **TESTS CONDUCTED BY:** All tests of building materials, systems, units or forms of construction shall be conducted under standard conditions and as required in this ordinance by an independent disinterested testing engineer or testing laboratory adequately qualified and equipped for experimental testing of this kind.

(3) **APPLICATION FOR APPROVAL** Whenever approval of building materials, systems, units or forms of construction is herein required or permitted, application shall be made therefor to the Bureau of Building Inspection. Applications must state the purposes for which building materials, systems, units and forms of construction are to be used and shall be made in duplicate and shall contain complete plans, specifications, descriptions and test reports giving in detail the quality of all building materials, systems, units and forms of construction for which approval is desired, together with formulas used and methods of calculation, and the same shall be such that they can be checked properly and kept on record.

(4) **APPROVALS, DISAPPROVALS AND SUSPENSIONS:**

(a) **GENERAL:** All approvals, disapprovals and suspensions must be made in duplicate; one copy of which must be retained by the Bureau of Building Inspection, and one returned to the applicant, each of which shall be certified and signed by the Superintendent of the Bureau of Building Inspection.

(b) **WHEN APPROVED:** Approvals shall be certified by the Superintendent of the Bureau of Building Inspection in writing and issued before any of said building mater-

ials, systems, units or forms of construction may be employed in buildings or structures.

(c) **WHEN DISAPPROVED:** Whenever any building material, system, unit or form of construction has failed to pass the test requirements provided in this ordinance, same shall be disapproved.

(d) **WHEN SUSPENDED:** If it be found that building materials, systems, units or forms of construction do not conform to the requirements and specifications under which approval has been granted, or are not sufficient or dependable for the purposes intended, the approval shall be suspended, and building materials, systems, units or forms of construction, the approval of which has been suspended, shall not be used in the erection of buildings or structures until the materials have been brought to the proper standard and the approval reinstated.

(5) **RECORDS:** Records of all test procedure shall be filed in the Bureau of Building Inspection.

Section 4.

TEST REQUIREMENTS OF BUILDING MATERIALS, SYSTEMS, UNITS AND FORMS OF CONSTRUCTION

(1) **GENERAL:** Whenever tests are made they shall be conducted in accordance with the best standard practice and shall prove the strength and suitability of the building materials, systems, units or forms of construction for the purposes for which they are intended to be used.

(2) **TEST SAMPLES:** Test samples of building materials, systems, units and forms of construction shall be of the design and be representative of the materials, systems, units or forms of construction for which approval is asked.

(3) **CHEMICAL ANALYSES:** Wherever provisions are made for chemical analyses in the ordinances, building materials must be subjected to and pass the requirements provided therefor.

(4) **TENSION AND COMPRESSION TESTS:** Wherever provisions are made for tension or compression tests in the ordinances, building materials must be subjected to and pass the requirements provided therefor.

(5) **COLUMNS, GIRDERS, BEAMS AND FLOOR OR ROOF CONSTRUCTION:** Test samples of columns, girders, beams and floor or roof construction must be subjected to the following superimposed loads in the order named:

I. They shall be loaded with the full live load for which they are designed.

II. They shall then be loaded as follows:

Where reinforced concrete and similar forms of construction are involved, said superimposed live load must be equivalent to two and one-half times the calculated or allowable live load.

Where steel structural frame is involved, said superimposed live load must be equivalent to one and one-half times the calculated or allowable live load.

III. If desired by the owner, agent or other legal representative, they shall be subject to sufficient superimposed live load to cause failure.

Observations and measurements shall be made and recorded after each application of the foregoing loads, showing deformations, unit stresses and general behavior of the test samples.

In order to pass the test, each test sample must carry the superimposed test load required in paragraph two of this heading, before it shall show any evidence that the unit stress in any of the material exceeds that corresponding to the elastic limit of the material, or evidence of incipient or progressive failure of any material or part of the test sample.

Section 5.

CALCULATIONS FOR SAFE-CARRYING CAPACITY

(1) **GENERAL:** Where specific sizes and quantities are not prescribed in this and other ordinances then the dimensions of the several building materials and the strength of the same together with all systems, units and forms of building construction shall be determined by calculation using the allowable unit stresses as prescribed in this and other ordinances of the City of Pittsburgh. All calculations shall take into account the effect of all dead, live, wind, impact and other loads as they may occur.

(2) **DEAD LOADS:** The dead loads shall consist of the weight of all the materials employed in the construction.

The weight of building materials entering into the construction of buildings shall be taken to be not less than those given in the following table:

The weight of any material not given shall be determined by the test.

MATERIALS

	Pounds per cu. ft.
Asphalt	81
Brick:	
Pressed Brick;	140
Common Brick;	120
Cinder fill;	50
Concrete with aggregates as follows:	
Rock or Gravel Aggregate;	144
Crushed Blast Furnace Bank Slag;	130
Cinder Concrete;	108
Cast Iron;	450
Steel;	490
Lumber—Dry:	
Oak, Locust and Longleaf Yellow Pine;	48
Spruce, Fir, Hemlock, White Pine and Shortleaf Yellow Pine;	30
Plastering and Mortar;	100
Stone Masonry:	
Granite and Marble	168
Limestone	156
Sandstone	144
Terra Cotta, net weight per cu. ft. of solid materials;	120

(3) **LIVE LOADS:** The live loads shall consist of all the superimposed loads other than the weight of the materials entering into the construction.

The minimum allowable live loads for each occupancy shall be those set forth in the ordinances pertaining thereto.

(a) **CONCENTRATED LOAD:** wherever live goods are concentrated and produce an effect greater than that of the uniform live loads, the true effect of such loads shall be taken for the calculation of stresses and design.

(b) **MACHINERY LOADS:** Running machinery or other moving loads shall be considered as increasing the live loads in proportion to the degree of vibratory impulse transmitted to the floor and columns.

(c) **PERMISSIBLE REDUCTIONS OF LIVE LOADS:** Wherever reductions of live loads are permitted in the ordinances said reductions shall conform to the following:

I. **FOR FLOORS AND BEAMS:** No reduction shall be allowed in the live load in making calculations for stresses in floor slabs, floor arches, stringers or secondary beams.

II. **FOR GIRDERS:** A reduction of fifteen per cent of the total live load reacting upon a main girder or beam shall be allowed in making the calculation for flexure stresses. The effect of concentration of loads from secondary beams shall, however, be taken into account.

No reduction shall be permitted in the total live load reaction to be taken into account for the calculation of stresses in girder connections.

III. **FOR COLUMNS AND BEARING WALLS:** For the purpose of calculating the total live load to be carried upon columns and bearing walls of buildings more than five stories in height, the live load upon the roof and the topmost floor shall be calculated in full for the columns and bearing walls supporting the same, but for the columns and bearing walls supporting the other floors a reduction of the total amount of live load to be transmitted from each floor to the supporting column or bearing wall shall be permitted as follows:

For the next floor below the topmost floor a reduction of five per cent shall be permitted in the live load to be transmitted to the columns or bearing walls supporting same.

For the next lower floor a reduction of ten per cent and increasing the reduction of live load to be transmitted to the column or bearing wall by five per cent per floor for each succeeding floor until the reduction amounts to fifty per cent, when it shall be taken at fifty per cent for all succeeding lower floors.

In case columns do not run to the top floor, all such reductions shall be permitted as herein provided, beginning with an allowable reduction of five per cent for the highest tier of said columns.

(4) FOUNDATION LOADS:

(a) STRUCTURAL DESIGN OF FOOTINGS: The total dead and live load to be taken into account in the design of footings shall be the loads calculated for the lowest tier of columns or story height of wall.

(b) PROPORTIONING FOR EARTH PRESSURE: The total dead and live load to be taken into account in calculating the dimensions of foundations and footings for earth pressure shall be the loads calculated for the design of the footings plus the weight of the footings or foundations.

(5) WIND PRESSURE:

(a) WHEN CONSIDERED: All buildings over one hundred and fifty feet in height and all buildings or parts of buildings in which the height is more than four times the minimum horizontal dimension shall be designed to resist a horizontal wind pressure of twenty-five pounds for every square foot of exposed surface measured from the ground to the top of the structure, including the roof, allowing for wind in any direction.

Wind pressures need not be considered where masonry bearing walls are used.

(b) STRESSES DUE TO WIND PRESSURE: When stresses in any member due to wind pressure do not exceed fifty per cent of that due to the sum of the live and dead loads, the same may be disregarded. When such stress exceeds fifty per cent of that due to the sum of the live and dead loads, the allowable working stresses may be increased fifty per cent in designing such member to resist all the combined stresses.

(c) STABILITY: The overturning moment due to wind pressure calculated as given in paragraph (a) shall not exceed seventy-five per cent of the moment of stability of the structure due to the dead load only, unless the structure is securely anchored to the foundations and foundations are designed to carry all excess moments.

(6) FLOOR CAPACITIES: When required either by ordinance or by the Superintendent of Building Inspection, the owners, agents or lessees of buildings already erected at the time of the passage of this ordinance, and of buildings hereafter to be erected,

shall file with said Superintendent a statement prepared by a competent architect, engineer or builder, setting forth the maximum loads that the various floors will safely sustain.

All such maximum safe loads shall be computed in accordance with the stress requirements of this and other ordinances.

Said maximum allowable safe loads shall be approved or disapproved in accordance with the provisions of an ordinance defining the general duties and authority of the Bureau of Building Inspection, known as the "Administrative Sections", Ord. No. 44, Series of 1916, recorded in Ord. Book, Vol. No. 27, page 377.

When the maximum safe load or loads have been approved by the Superintendent of the Bureau of Building Inspection, the owner, agent or lessee shall be notified in writing and thereupon he shall immediately post the amount of said loads in a permanent manner in a conspicuous place on each floor or part thereof to which it relates.

(7) SAFE WORKING STRESSES:

(a) MASONRY WALLS, PIERS AND PILASTERS: The maximum allowable working stress in pounds per square inch for masonry walls, piers and pilasters as defined in this ordinance shall be as follows: Material laid in

PORTLAND CEMENT MORTAR

	Coursed	Block	Rubble
Granite	830	600	300
Limestone	550	300	200
Sandstone	400	250	200
Marble	550	300	200
Bluestone	300	200	150

Brick:

Hard Burned 250

Whenever the foregoing materials are laid in cement and lime mortar as hereinafter defined, the foregoing maximum allowable working stresses must be reduced twenty-five per cent in all cases.

Whenever the foregoing materials are laid in lime mortar as herein after defined, the foregoing maximum allowable working stresses must be reduced fifty per cent in all cases.

The maximum allowable working stress for masonry walls and foundations built of materials not herein mentioned shall be as herein after provided for the kind of masonry used.

Where the height of masonry piers between lateral supports exceeds five times the least horizontal dimension, the maximum allowable working stress shall be the reduced allowable unit stress obtained by the use of the following formula:

$$f' = f \left(1.25 - \frac{L}{20D} \right)$$

In which f' - is the reduced allowable unit stress in lbs. per square inch.
 f - is the allowable unit stress given in the foregoing table in lbs. per square inch.
 L - is the height of the pier in feet.
 D - is the least horizontal dimension in feet.

(b) BEARING BLOCK STRESSES: Wherever concentrated loads are transmitted through bearing blocks, the allowable bearing stress on the bearing blocks in pounds per square inch shall not exceed the following values for the materials mentioned.

MATERIAL	BEARING STRESS
Granite	1200
Limestone	900
Sandstone	700
Marble	900
Bluestone	500

(c) SOIL BEARING CAPACITY:

SOIL TESTS: When doubt arises as to the safe sustaining power of the soil upon which a building is to be erected, the Superintendent of the Bureau of Building Inspection may order borings to be made or he may direct the sustaining power of the soil to be tested by and at the expense of the owner of the proposed building. Where such a test is made of the sustaining power of the soil, the Superintendent of Building Inspection shall be notified so that he may be present in person or be represented. The record of such test shall be filed in the Bureau of Building Inspection.

PRESUMPTIVE CAPACITIES: In the absence of a test of the sustaining power of the different soils, excluding mud or quick sand, they shall be deemed to safely sustain the following loads to the superficial foot, namely:

Soft Clay	1 ton
Wet Sand	2 tons
Firm Clay	2 tons
Sand and Clay mixed or in layers	2 tons
Fine and Dry Sand	3 tons
Hard Dry Clay	4 tons
Coarse Sand	4 tons
Gravel	5 tons
Soft Rock, Shale and Hard Pan	8 tons
Medium Rock	15 tons
Hard Rock	25 tons

In case the footings of any one building are partly on rock and partly on a yielding soil, then the bearing capacity of this soil shall be taken at not to exceed one-half the capacity otherwise allowed.

(d) WOODEN PILES:

I. QUALITY AND SIZE: Wooden piles shall be sound and straight. The diameter at the point shall be not less than six inches. The diameter at the butt shall be not less than ten inches for piles not over twenty-five feet in length, and not less than twelve inches at the butt for piles of greater length. The bark shall be stripped off the pile before driving.

II. ALLOWABLE LOADS: The safe sustaining power in tons of any wooden pile shall be taken according to the following formulae, but in no case shall any wooden pile be loaded with more than twenty tons. The distance between wooden piles shall be not more than thirty-six nor less than twenty inches on centers. The tops of wooden piles shall be cut off below the permanent water level.

$$P = \left(\frac{2 WH}{S \text{ plus } 1} \right)$$

$$P' = \left(\frac{2 WH}{S \text{ plus } 1/10} \right)$$

In which P - Safe sustaining power in case drop hammer is used.

P' - Safe sustaining power in case steam hammer is used.

H - Height of drop in feet.

S - The average penetration of the pile in inches under the last five blows.

W - Weight of the hammer in tons.

(e) **REINFORCED CONCRETE PILES:** The use of reinforced concrete piles shall conform to the requirements of the ordinance known as the Reinforced Concrete Regulations, Ordinance No. 448, Series of 1913, recorded in Ordinance Book, Vol. No. 25, page 470.

Section 6.

GENERAL REQUIREMENTS FOR BUILDING MATERIALS, SYSTEMS, UNITS AND FORMS OF CONSTRUCTION

(1) **STEEL:**

(a) Except as herein otherwise provided, the use of steel shall conform to the requirements of the ordinance known as the Steel Regulations, Ordinance No. 283, Series of 1913, recorded in Ordinance Book, Vol. 25, Page 307.

(b) **GENERAL REQUIREMENTS FOR THE USE OF RIVETS AND BOLTS FOR FIELD CONNECTIONS OF STRUCTURAL STEEL FRAMEWORK:**

RIVETING, WHERE REQUIRED:
All field connections of structural steel framework hereafter erected shall be riveted:

I. For all crane girder and similar connections.

II. For all column and girder splices and all connections to columns of all buildings or parts of buildings the height of which exceeds twice the least horizontal dimension. Rivets shall not be required for intermediate beam or joists and other minor connections of such buildings.

III. All trusses supporting columns or masonry construction and all roof trusses having a span in excess of eighty feet shall have all splices and connections riveted.

BOLTING, WHERE PERMITTED:

The use of bolts shall be permitted in field connections of the structural steel framework of all buildings when not herein required to be riveted.

BOLTED CONNECTIONS: Where bolted connections are permitted by the provisions of this heading, all threads shall be clean and of sufficient length to allow the nut to be drawn up tight, and to have a full bearing on the thread.

(2) **REINFORCED CONCRETE:** Except as herein otherwise provided, the use of reinforced concrete shall conform to the requirements of the ordinance known as the Reinforced Con-

crete Regulations, Ordinance No. 448, Series of 1913, recorded in Ordinance Book, Vol. No. 25, page 470.

(3) **SAND:** The sand used for mortar in all masonry and in concrete work shall be clean grit sand, free from deleterious matter.

(4) **PORTLAND CEMENT:**

(a) **DEFINITION:** Portland cement is the product obtained by finely pulverizing the clinker produced by calcining to incipient fusion an intimate and properly proportioned mixture of argillaceous and calcareous materials, with no additions subsequent to calcination excepting water and calcined or uncalcined gypsum.

(b) **TESTING:** Whenever the Superintendent of the Bureau of Building Inspection deems it necessary, he shall have authority to require the architect, engineer or builder to furnish reports of tests of the cement made by a reputable competent and disinterested testing laboratory in accordance with the standard methods of the American Society for Testing Materials, effective January 1st, 1917, together with subsequent amendments thereto. (Copies of which documents are required to be kept on file in the office of the Superintendent of the Bureau of Building Inspection for public inspection).

(c) **CHEMICAL PROPERTIES:**
The chemical properties of all cement described under the term Portland cement shall not exceed the following limits:

Loss on Ignition	4.00 per cent
Insoluble Residue	0.85 per cent
Sulfuric Anhydride(SO ₃)	2.00 per cent
Magnesia (MgO)	5.00 per cent

(d) **PHYSICAL PROPERTIES:**

I. **SPECIFIC GRAVITY:** The specific gravity of Portland cement shall not be less than 3.10 (3.07 for white Portland cement). Should the test of cement as received fall below this requirement a second test may be made upon an ignited sample.

II. **Fineness:** The residue on a sieve of two hundred meshes to the inch shall not exceed twenty-two per cent by weight.

III. **SOUNDNESS:** A pat of neat cement shall remain firm and hard and show no signs of distortion, cracking, checking, or disintegration in the steam test for soundness.

IV. TIME OF SETTING: The cement shall not develop initial set in less than forty-five minutes when the Vicate needle is used or 60 minutes when the Gillmore needle is used and final set shall be attained within ten hours.

V. TENSILE STRENGTH: The average tensile strength in pounds per square inch of not less than three mortar briquettes, one square inch in cross section composed of one part cement and three parts standard (Ottawa) sand by weight shall be equal to or higher than the following:

Storage of Briquettes		
Age at test	Storage of Briquettes	Tensile strength
Days		lbs. per sq. in.
7	1 day in moist air	200
	27 days in water.	
28	1 day in moist air	300
	6 days in water.	
	1 day in moist air	
	27 days in water	

The average tensile strength of standard mortar at 28 days shall be higher than the strength at 7 days.

VI. PASSING THE TESTS: The cement may be rejected if it fails to meet any of the requirements of these regulations, except that:

Cement shall not be rejected on account of failure to meet the fineness requirement if upon retest after drying at one hundred degrees Centigrade for one hour it meets this requirement.

Cement failing to meet the test for soundness in steam may be accepted if it passes a retest using a new sample at any time within twenty-eight days thereafter.

(5) MORTARS:

All ratios called for in the following mixtures shall be measured by volume.

(a) CEMENT MORTAR: Cement mortar shall be mixed in the proportion of one part cement to not more than three parts sand. Hydrated lime or lime putty may be added to the foregoing mixture not to exceed ten per cent by volume of the Portland cement used.

(b) CEMENT AND LIME MORTAR: Cement and lime mortar shall be mixed in the proportion of one part lime and cement in equal proportions to not more than three parts of sand.

(c) LIME MORTAR: Lime mortar shall be mixed in the proportion of one part lime to not more than three parts sand.

(d) GYPSUM MORTAR: Gypsum mortar shall be mixed in the proportion to one part gypsum to not more than two parts of sand.

(6) STONE MASONRY:

(a) RUBBLE MASONRY: Ordinary rubble masonry shall be built of unsquared stone roughly shaped and laid so as to fit and bed properly with at least one bonding header stone the full thickness of the wall for every six superficial feet.

(b) BLOCK RUBBLE MASONRY: Block rubble masonry shall be built of stone roughly squared and laid with beds and joints approximately level and plumb, with stones overlapping so as to break the joints. At least one bonding stone the full thickness of the wall shall be built in for every six superficial feet.

(c) COURSED MASONRY: Coursed masonry shall be built of squared stones having beds and joints dressed and laid in regular courses. All beds shall be level and all joints plumb. All beds and joints shall be completely filled with mortar. All stone shall be the full thickness of the wall. The length of the stone on the bed shall not be less than one and one-half times the height of the stone.

(d) STONE FACING COUNTED IN THE ALLOWABLE THICKNESS OF MASONRY WALLS AND PIERS: Stone facing to be counted in the allowable thickness of masonry walls and piers must be bonded to the masonry backing according to the following minimum allowable requirements:

I. When said facing stone is dimension stone laid in regular courses, same shall have every other stone in each alternate course bonded not less than four inches into the masonry backing, and such bonding stone shall be staggered, but such bonding courses need not be closer together than twenty-four inches vertically.

II. When said facing stone is laid in random range, at least one through bonding stone having a cross sectional area of not less than sixty-four square inches shall be built in for every six superficial feet of wall.

(e) **STONE FACING NOT COUNTED IN THE ALLOWABLE THICKNESS OF MASONRY WALLS AND PIERS:** Stone facing not counted in the allowable thickness of masonry walls and piers must be securely anchored to the masonry backing with metal anchors not less than one inch by three-sixteenth inch having ends bent up or down not less than one inch and spaced not more than twenty-four inches apart horizontally, or other equivalent method.

(7) BRICK FOR MASONRY WALLS AND PIERS:

(a) **QUALITY:** All brick must be sound, hard burned and of a good merchantable quality.

Said brick must develop an average compression strength, when tested on five test samples, of not less than three thousand pounds per square inch and no sample shall fall below two thousand pounds per square inch. Brick shall be tested flatwise. (half bricks permitted).

The absorption on five test samples shall not exceed an average of fifteen per cent by weight, when dried to constant weight at a temperature between two hundred and twenty-five and two hundred and fifty degrees Fahrenheit, and placed in water with the top surface exposed to the air for a period of forty-eight hours.

(b) **CONSTRUCTION:** All masonry walls or piers made of brick or of other materials in combination with brick must conform to the following requirements:

I. BRICK FACING COUNTED IN THE ALLOWABLE THICKNESS OF MASONRY WALLS AND PIERS:

Brick facing counted in the allowable thickness of masonry walls and piers shall be bonded to the backing with true headers laid in flemish bond not farther apart than every sixth course, or by a complete course of full headers not farther apart than every seventh course, or if running bond is used every sixth course shall be bonded into the backing by cutting the corners of the face brick and putting in diagonal headers behind the same, or other equivalent method of construction may be used.

II. BRICK FACING NOT COUNTED IN THE ALLOWABLE THICKNESS OF MASONRY WALLS AND

PIERS: Brick facing not counted in the allowable thickness of masonry walls and piers must be tied to the wall backing with looped wire ties not less than one-eighth of an inch in diameter or metal ties not less than No. 22 American Standard Gauge weighing not less than forty-five pounds per thousand, which shall be spaced not more than twelve inches apart horizontally and not farther apart than every fifth course vertically and they shall be staggered.

III. BRICK BONDING NOT OTHERWISE PROVIDED FOR: All bricks in walls, the bonding of which is not otherwise provided for, shall be bonded by full heading courses not farther apart than every sixth course, and all brick walls shall be bonded into each other, and chimneys shall be bonded into the walls.

(8) HOLLOW BUILDING TILE FOR BEARING WALLS AND PIERS:

(a) **GENERAL:** Hollow building tile for bearing walls and piers must conform to the following minimum allowable requirements:

Hollow building tile must be sound, hard burned and of a good merchantable quality.

(b) **BRANDING:** Each make or brand of hollow building tile used for bearing walls or piers must be marked or branded, and all such marks or brands together with test reports thereon as herein required must be kept on record in the Bureau of Building Inspection. Whenever in the opinion of the Superintendent of Building Inspection, the hollow tile does not conform to the requirements herein contained, he shall have the power to require such tests to be conducted as herein provided.

(c) **WEBS AND SHELLS:** Bearing webs for said hollow building tile shall have an average thickness of not less than one-eighth and bearing shells an average thickness of not less than one-sixth of the clear length of same between cross webs or shells. A Shrinkage allowance of not more than one-sixteenth of an inch below the average requirements shall be permitted.

(d) **STUCCO OR PLASTER:** Whenever hollow building tile is to be covered with stucco or plaster, the tile must be scored, roughened or dove-tailed.

(e) **TEST REQUIREMENTS FOR INDIVIDUAL TILE:** The ultimate compressive strength of five test samples of hollow building tile which are designed to be laid with the cells vertical and are tested with the cells in that position shall be not less than eighteen hundred pounds per square inch of gross cross-sectional area of the tile.

The ultimate compressive strength of five test samples of hollow building tile which are designed to be laid with the cells horizontal and are tested with the cells in that position shall be not less than nine hundred pounds per square inch of gross cross-sectional area of the tile.

The absorption of five test samples shall not exceed ten percent of the initial dry weight of the sample when dried to a constant weight at a temperature between two hundred and twenty-five and two hundred and forty degrees Fahrenheit, and placed on end under boiling water for a period of five hours and cooled and dried of surplus water before weighing.

(f) **TEST REQUIREMENTS FOR UNIT CONSTRUCTION:** The ultimate compressive strength of not less than three test sample units of walls or piers of hollow building tile which are designed to be laid with the cells vertical and which are tested with the cells in that position shall be not less than 900 pounds per square inch of gross cross-sectional area.

The ultimate compressive strength of not less than three test sample units of walls or piers of hollow building tile which are designed to be laid with the cells horizontal and which are tested with the cells in that position shall be not less than 450 pounds per square inch of gross cross-sectional area.

All such test samples shall be built in units of not less than three tile high and not less than two tile long and laid with broken bond as in the wall or pier.

(g) **WORKING STRESSES:** The maximum allowable working stress for masonry walls, piers and pilasters of hollow building tile which are built with the cells vertical and contain no tile with the cells horizontal, shall be 150 pounds per square inch of gross cross-sectional area.

The maximum allowable working stress for said walls, piers and pilasters which are built with the cells horizontal shall be 75 pounds per square inch of gross cross-sectional area of the wall.

Where the height of piers between lateral supports exceeds five times the least lateral dimension the maximum allowable working stress shall be the reduced allowable unit stress obtained by the use of the formula given in Section 5, Heading 7, Paragraph (a) of this ordinance.

(h) **CONSTRUCTION:** All hollow building tile shall be laid in Portland cement mortar as defined in this ordinance, with vertical joints broken, and with all courses thoroughly bonded. All masonry facing of hollow building tile shall be bonded to the backing as required for the kind of facing used.

All bearings on hollow building tile construction shall be not less than four inches. Where vertical cell construction is used, the load shall be distributed by means of metal or masonry bearing plates of sufficient thickness to distribute the imposed load, or the supporting course filled with concrete, or other equivalent methods of construction, may be used.

Wherever a change occurs in the thickness of walls of piers of hollow building tile laid with the cells vertically, unless the webs and shells are properly superimposed, the bearing loads shall be distributed upon the wall below by means of metal or masonry bearing plates of sufficient size to properly distribute the imposed load, or the supporting course of hollow building tile filled with concrete, or other equivalent methods of construction may be used.

(9) **HOLLOW OR SOLID CONCRETE BLOCK FOR BEARING WALLS AND PIERS:**

(a) **QUALITY:** Hollow or solid concrete block shall be made of Portland cement and fine and coarse aggregate of suitable materials which shall be clean and free from deleterious substances and the blocks must be sound, well seasoned and of a good merchantable quality.

(b) **BRANDING:** Each make or brand of concrete block used for bearing walls or piers must be

marked or branded, and all such marks or brands together with test reports thereon as herein required must be kept on record in the Bureau of Building Inspection. Whenever in the opinion of the Superintendent of Building Inspection, concrete block does not conform to the requirements herein contained, he shall have the power to require such tests to be conducted as herein provided.

(c) **MATERIALS:** Fine aggregates must consist of sand or gravel, or other equivalent material suitably graded from fine to coarse and which will pass, when dry, through a screen having openings one-fourth of an inch in diameter.

Coarse aggregates must consist of gravel, crushed stone, crushed blast furnace slag or other equivalent material which, when dry, is retained on a screen having openings one-fourth of an inch in diameter and which will pass through a screen having openings three-fourths of an inch in diameter.

(d) **PROPORTIONING:** Materials for concrete blocks shall be proportioned so as to obtain the maximum strength. Concrete shall be mixed in the proportion of one part cement to not more than seven and one-half parts of fine and coarse aggregates measured separately by volume and the ratio of cement to fine aggregates shall not exceed one to two and one-half. Hydrated lime may be added to the foregoing mixture not to exceed ten percent of the volume of the cement used.

(e) **TEST REQUIREMENTS FOR INDIVIDUAL BLOCKS:** The ultimate compressive strength of five test samples of hollow concrete block shall be not less than 900 pounds per square inch of gross cross-sectional area.

The ultimate compressive strength of five test samples of solid concrete block shall be not less than 1500 pounds per square inch of gross cross sectional area.

The absorption of 5 test samples shall not exceed ten per cent by weight when dried to a constant weight at a temperature between 225 and 250 degrees Fahrenheit and placed in clean water with the top surface exposed to the air for a period of forty-eight hours.

(f) **TEST REQUIREMENTS FOR UNIT CONSTRUCTION:** The ultimate

compressive strength of not less than three test sample units of walls or piers of hollow concrete blocks shall be not less than 800 pounds per square inch of gross cross-sectional area.

The ultimate compressive strength of not less than three test sample units of walls or piers of solid concrete blocks shall be not less than 1200 pounds per square inch of gross cross sectional area.

All such test samples shall be built in units of not less than three blocks high and two blocks long laid with broken bond as in the wall or pier.

(g) **WORKING STRESSES:** The maximum allowable working stress for masonry walls, piers and pilasters of hollow concrete block shall be 130 pounds per square inch of gross cross-sectional area.

The maximum allowable working stress for said walls, piers, and pilasters of solid concrete block shall be 200 pounds per square inch of gross cross-sectional area.

Where the height of piers between lateral supports exceeds five times the least lateral dimension, the maximum allowable working stress shall be the reduced allowable unit stress obtained by the use of the formula given in Section 5, Heading 7, paragraph (a) of this ordinance.

(h) **CONSTRUCTION:** All concrete blocks shall be laid in Portland cement mortar as defined in this ordinance, with vertical joints broken, and with all courses thoroughly bonded. All masonry facing of concrete blocks shall be bonded to the backing as required for the kind of facing used.

All masonry backing of hollow or solid concrete blocks shall be bonded to the facing as required for the kind of facing used.

Whenever concrete block is to be covered with stucco or plaster, the surfaces to receive same shall be roughened.

All bearings on hollow or solid concrete block construction shall be not less than four inches. Where vertical cell construction is used, the load shall be distributed by means of metal or masonry bearing plates of sufficient thickness to distribute the imposed load or the supporting course filled with concrete, or other equivalent method of construction, may be used.

Wherever a change occurs in the thickness of walls or piers of hollow concrete blocks laid with the cells vertically, unless the webs and shells are properly superimposed, the bearing loads shall be distributed upon the wall below by means of metal or masonry bearing plates of sufficient size to properly distribute the imposed load or the supporting course be made of solid block, or other equivalent method of construction, may be used.

(10) CONCRETE MASONRY:

(a) GENERAL: Concrete masonry shall be made of Portland cement and aggregates consisting of suitable materials clean and free from deleterious matter. The water used in the mixture shall be clean and free from deleterious matter.

Fine aggregates must consist of sand, crushed stone, gravel or other equivalent material, suitably graded from fine to coarse and which will pass when dry through a screen having openings one-fourth of an inch in diameter.

Coarse aggregates must consist of gravel, crushed stone, crushed blast furnace slag or other equivalent material, which when dry is retained on a screen having openings one-fourth of an inch in diameter, and which will pass through a screen having openings not larger than three inches in diameter.

Blast furnace slag for the purpose of coarse aggregate must be crushed and must weigh not less than 70 pounds per cubic foot.

For cyclopaen masonry, large stones may be embedded in the concrete provided that no dimension of same exceeds one-half the thickness of the concrete masonry in which it is embedded, and provided further that they are placed at least as far apart as the greatest dimension of any stone.

(b) PROPORTIONING: Concrete shall be proportioned so as to obtain the maximum density, and in such a manner that the voids in the fine aggregates are filled with cement and the voids in the coarse aggregates are filled with mortar and shall be mixed in the proportion of one part Portland cement to not more than seven and one-half parts of fine and coarse aggregates measured separately by volumes, in which the ratio of cement to fine aggregates shall not

exceed one to two and one-half. Hydrated lime may be added to the foregoing mixture not to exceed ten per cent of the volume of the Portland cement used.

(c) CONSISTENCY: All concrete shall be wet mixture but without an excess of water and shall be placed in the forms immediately after mixing and well tamped. No concrete shall be placed after initial set has begun.

(d) WORKING STRESSES: The maximum allowable working stresses in pounds per square inch using aggregates composed of crushed stone, blast furnace slag or gravel shall be as follows:

Mixed by measure in the proportion of:

1 part cement: 1-1/2 parts sand:
3 parts aggregates 550.

1 part cement: 2 parts sand:
4 parts aggregates 500

1 part cement: 2-1/2 parts sand:
5 parts aggregates 400.

(e) LOW TEMPERATURE: Frozen materials or those containing frost shall not be used in making concrete. Special precautions shall be taken to prevent concrete from freezing, and to maintain a temperature of the concrete above thirty-two degrees Fahrenheit by artificial means of necessary until the concrete has thoroughly hardened.

(f) HIGH TEMPERATURE: When fresh concrete is exposed to a hot or dry atmosphere or wind, special precautions to prevent premature drying shall be taken. It shall be moistened at least twice daily for a period of seven consecutive days after depositing and shall be protected from the direct heat of the sun and from a drying wind.

(g) METHOD OF HANDLING AND DEPOSITING: Concrete shall be placed in the forms immediately after mixing in such a manner as to avoid any separation of the aggregates. All concrete shall be spaded and tamped during the filling of the forms.

(h) CONSTRUCTION JOINTS: Joints formed between portions of concrete placed at different times shall be made in a manner not to injure the strength of the completed structure. Before depositing concrete upon concrete which has been previously laid and set, the surface of the set concrete shall

be thoroughly cleaned of loose materials and laitance, drenched with water and slushed with neat cement grout.

(i) **DEPOSITING UNDER WATER:** Whenever concrete is deposited under water special precautions shall be taken to prevent the cement from being washed out.

(j) **FORMS:** All forms shall be tightly fitted to prevent leakage, and rigidly braced and shored to hold them securely in place against all external forces and internal pressures.

(11) FOUNDATIONS:

(a) **FOOTINGS:** Footings must be laid on level beds, benched if necessary, and not less than three feet below the surface of the ground unless on rock.

(b) **STEEL GRILLAGES:** Steel grillage beams shall be provided with separators and bolts and shall be embedded in concrete.

(c) **FOOTING STONES:** Footing stones shall be in one piece in the direction of the thickness of the wall and of not less than six square feet of superficial area.

(d) **CONCRETE FOOTINGS:** Concrete footings shall be so designed as to carry and distribute the superimposed load in accordance with the regulations of this and other ordinances.

(e) **BEARING WALL FOUNDATIONS:** The minimum allowable thickness of bearing wall foundations where the clear height of the basement or cellar does not exceed twelve feet, except where otherwise specifically provided for in the ordinances, shall be as follows:

Brick foundation walls shall be at least as thick as the walls next above but in no case less than twelve inches in thickness.

Hollow building tile, concrete block foundation walls shall be at least as thick as the walls next above but in no case less than twelve inches in thickness.

Concrete foundation walls shall be at least as thick as the walls next above but in no case less than ten inches in thickness.

Stone foundation walls shall be four inches thicker than the walls next above, but in no case less than 18" in thickness.

All buildings or parts of buildings having eight inch masonry enclosing walls above the first floor level, the height of which to the square does not exceed twelve feet and to the peak of the gable twenty feet above the first floor level, and all wood frame buildings may have brick, hollow building tile, concrete, brick or concrete foundation walls eight inches in thickness, where the clear height of the basement or cellar does not exceed nine feet, provided increased thickness is not required to resist earth pressures.

When the clear height of the basement or cellar exceeds twelve feet, the minimum allowable thickness shall be increased as required to resist earth pressures.

No masonry pilaster or buttress shall overhang any foundation wall.

Vertical chases may be built in foundation walls not more than one-third the thickness of the wall, except that no chase shall be permitted in any eight inch foundation wall.

Foundation walls may be reduced in thickness at the rake of the basement or cellar stairs for a distance equal to the run of the stairs plus the width of the stairs, but the thickness shall be not less than that of the wall next above.

All masonry foundations shall be laid in Portland cement mortar as defined in this ordinance.

(12) BEARING WALLS:

(a) **GENERAL:** Masonry for foundation walls, bearing and non-bearing walls, and for piers and buttresses, may be of stone, brick, concrete, hollow building tile or hollow concrete block construction, or a combination of these materials constructed as provided in this and other ordinances.

No lumber shall be built into or made a part of a masonry bearing wall or parapet wall except for base blocks, wood bricks not over eight inches in length, or nailing strips not over one-half inch by one inch provided, however, that wood bearing plates may be built into such walls for the purpose of supporting the roof rafters or ceiling joists when the distance from same to the top of the wall does not exceed three feet.

All changes in thickness of walls shall occur at the level of the floor nearest the height limit herein specified.

Unless otherwise provided by ordinance the height of any wall or part thereof shall not exceed twenty times the thickness of such walls unless braced by floors or roofs, or reinforced by adequate piers, pilasters, buttresses or cross-walls.

The height of walls as herein regulated shall be measured from the top of the foundation wall or from a girder or other immediate support to the top of the wall.

(b) THICKNESSES: Except as otherwise provided by ordinance, the minimum allowable thickness of bearing walls shall be as follows:

I. 12 inches for the uppermost 28 feet of the wall,

16 inches for the next lower 36 feet of the wall,

20 inches for the next lower 40 feet of the wall,

And increasing 4 inches for each lower section of 40 feet.

II. When not over 40 feet in height:

12 inches for the full height.

III. All interior masonry bearing walls not in excess of fifteen feet in height may be eight inches in thickness, provided same are reinforced by piers, pilasters, buttresses or masonry cross-walls not more than thirty feet apart on centers.

IV. All bearing walls must be of sufficient thickness to support their loads without exceeding the unit stresses specified in this ordinance, and all joists and floor members shall have a bearing at the wall support of not less than four inches.

(c) PILASTERS AND BUTTRESSES: Pilasters and buttresses used for reinforcing bearing and foundation walls shall be not less than twelve inches in width in the direction of the wall and not less than four inches in addition to the thickness of the wall.

(d) EXCESSIVE OPENINGS: Whenever the horizontal section through an eight inch masonry bearing wall shows more than thirty per cent area of windows or other openings between masonry piers, cross-walls or buttresses that part

of the wall where such openings exist shall be increased four inches in thickness over the minimum requirements.

(e) EXCESSIVE LENGTH: All walls over one hundred feet in length between cross-walls or piers or buttresses as herein defined shall be increased at least four inches in thickness over the minimum allowable thickness as herein given.

(f) EXCESSIVE SPANS BETWEEN ENCLOSING WALLS: Whenever the clear span between enclosing bearing walls of masonry exceeds thirty feet the thickness of such walls shall be increased four inches over the minimum allowable thickness as herein given, unless adequate piers, pilasters, buttresses or cross-walls are provided.

(g) MORE THAN ONE INCREASE NOT REQUIRED: In case a wall is increased in thickness in accordance with any one of the requirements of the foregoing paragraphs (d), (e), or (f), it shall not be necessary to further increase the thickness to meet the other requirements unless in the judgement of the Superintendent of Building Inspection the safety of the wall so demands.

(h) EXISTING WALLS: Walls built prior to the approval of this ordinance which are in good condition may be used for new buildings or those which are to be altered or extended, provided the construction of such walls conforms to all the requirements of this ordinance.

(13) MASONRY ENCLOSING WALLS OF STRUCTURAL STEEL OR CONCRETE FRAMED BUILDINGS: The minimum allowable thickness of masonry enclosing walls of structural steel or concrete framed buildings except for walls of reinforced concrete, when supported at each story height shall be eight inches for a clear story height of not more than sixteen feet from floor level to ceiling. Whenever said walls are to be faced with brick, stone or other forms of masonry, such facing shall be bonded to the walls as provided in this ordinance for the kind of facing used.

Unless otherwise provided by ordinance all steel of the structural supporting frame shall be protected on the side exposed to the weather by masonry or other incombustible materials not less than four inches in thick-

ness, except that plates and shelf angles used for the direct support of masonry covering may extend to within one and one-half inches of the weather face.

Reinforced concrete enclosing walls shall be as required in the ordinance known as the Reinforced Concrete Regulations, Ordinance No. 448, Series of 1913, recorded in Ordinance Book, Vol. No. 25, page 470.

(14) **PARTY WALLS:** The minimum allowable thickness of party walls shall be the same as herein prescribed for masonry bearing walls or masonry enclosing walls or structural steel or concrete framed buildings and all such party walls shall be designed to carry an equal amount of live and dead load on either side of the wall, unless the interested owners of property on either side of the wall desire to have the wall designed to carry a different load in which case the design of the wall shall conform to the desires of said property owners.

The cost of party walls shall be apportioned as provided in the ordinance known as the General Building Regulations and an Act of Assembly, approved June 7, 1895, P. L. 135.

(15) **NON-BEARING MASONRY WALLS:** The thickness of non-bearing masonry walls may be four inches less than the minimum allowable thickness of masonry bearing walls as provided by ordinance, but no non-bearing masonry walls shall be less than eight inches in thickness, unless otherwise specifically permitted by ordinance, nor shall any eight inch non-bearing masonry wall exceed twenty-four feet in height.

(16) **GYPSON BLOCK FOR NON-BEARING PARTITIONS:**

(a) **COMPOSITION:** Gypsum block or tile shall be composed of hydrated calcined gypsum in which there may be intimately mixed not more than five per cent by weight of binding material consisting of wood chips, asbestos, vegetable fiber or similar materials.

(b) **CONSTRUCTION:** Gypsum block shall be laid in gypsum mortar. All blocks shall be laid with broken bond.

(17) **NON-BEARING UNIT BLOCK PARTITIONS:**

(a) **GENERAL:** All units for non-bearing partitions shall be of

good quality, and shall be strong enough to withstand handling without undue breakage.

(b) **CONSTRUCTION:** All partitions shall be wedged or otherwise securely fastened at the ceiling. Partitions enclosing fire-exit stairways, hallways, toilet rooms, and other permanent partitions shall not rest on wood flooring but shall start on the fire-resistive construction of the floor.

(c) **THICKNESSES:** Except as otherwise provided by ordinance, the thickness of non-bearing unit block partitions shall be as follows when the length of same between cross-walls, piers, buttresses, pilasters, or columns does not exceed two times the height:

3 inch unit or block, not over 12 feet in height

4 inch unit or block, not over 16 feet in height

6 inch unit or block, not over 20 feet in height

8 inch unit or block, not over 24 feet in height

10 inch unit or block, not over 30 feet in height

12 inch unit or block, not over 36 feet in height

When built between cross-walls, piers, buttresses, pilasters, or columns and properly tied or bonded thereto, the height of non-bearing unit block partitions may be increased not to exceed that permitted by the following table:

RATIO OF LENGTH TO HEIGHT OF WALL

Length one and one-half times the above heights;

INCREASED HEIGHT PERMITTED

Not to exceed one and one-fourth times the above heights.

Length equal to the above heights;

Not to exceed one and one-half times the above heights.

Length one-half times the above heights;

Not to exceed one and three-fourths times the above heights.

(18) **CHASES:** No chase shall extend into any wall more than one-third of its thickness. All horizontal chases shall be solidly backfilled with masonry and mortar. No chase shall

be in the required area of any pier, plaster or buttress. The cutting of chases in an eight inch wall is hereby prohibited, but a chase may be built in by properly formed masonry. This shall not be taken as preventing the grooving of a wall for small gas or water pipes or electric conduit not exceeding one inch in diameter.

(15) METAL LATH AND PLASTER CONSTRUCTION:

(a) Metal lath and plaster construction must conform to the following minimum allowable requirements:

I. The term Ribbed Lath as used in this heading, shall mean Metal Lath with ribs formed on unexpanded portions of the sheet.

II. All metal lath must be thoroughly protected with a waterproof coating to be applied after the forming of the lath.

III. The accepted allowable weights per square yard for the various gauges of metal lath shall be as follows. All weights are to be taken without protective coatings.

22 gauge flat lath—	4.0 pounds per square yard
24 gauge flat lath—	3.4 pounds per square yard
25 gauge flat lath—	3.0 pounds per square yard
26 gauge flat lath—	2.5 pounds per square yard
24 gauge ribbed lath—	4.5 pounds per square yard
26 gauge ribbed lath—	3.5 pounds per square yard

The use of flat lath of a gauge less than No. 26 weighing 2.5 pounds per square yard for the purposes herein regulated is hereby prohibited.

The use of wire lath of a gauge less than No. 18 when painted or if galvanized No. 20 Birmingham wire gauge for the purposes herein regulated is hereby prohibited.

The use of metal lath of a gauge less than No. 24 for the purposes of any of the forms of fire-resistive construction, wherever same is called for in the ordinances of the City of Pittsburgh is hereby prohibited.

IV. Adjoining sheets of metal lath shall be lapped at least one inch and be securely fastened with not less than No. 18 Birmingham wire gauge annealed, galvanized wire, or the equivalent when clips are used.

Flat lath and wire lath shall be fastened to the supporting studding or furring bars not farther apart than six inches. Ribbed lath shall be fastened to the supporting studding or furring bars not farther apart than eight inches.

(b) STUDDING, FURRING AND RUNNER BARS: All studding and furring and runner bars used for this purpose must be made of rolled or equivalent shapes. All shapes formed, rolled or pressed less than 1/16 of an inch in thickness must be thoroughly covered with a protective coating.

(c) STUDDING FOR METAL LATH PARTITIONS: All studding must be rigidly fastened at the ends to the supporting construction and where metal studs are lapped, they must be securely fastened.

The studs at the sides of the openings of partitions shall be continuous for the full height of the partitions and securely fastened at the top and bottom.

The following spacing of studding must not be exceeded for the given weights per square yard of metal lath.

2.5 pounds flat lath—Studs spaced not to exceed 12" on centers
3.0 pounds flat lath—Studs spaced not to exceed 14" on centers
3.4 pounds flat lath—Studs spaced not to exceed 16" on centers
4.0 pounds flat lath—Studs spaced not to exceed 15" on centers
3.5 pounds ribbed lath—Studs spaced not to exceed 24" on centers
4.5 pounds ribbed lath—Studs spaced not to exceed 32" on centers
No. 18 gauge wire lath 2 meshes to the inch; Studs spaced not to exceed 14 inches.

No. 18 gauge wire lath
2-1/2 meshes to the inch;
Studs spaced not to exceed 16 inches.

No. 20 gauge wire lath
2-1/2 meshes to the inch;
Studs spaced not to exceed 14 inches.

SOLID PARTITIONS: The maximum allowable requirements for solid metal lath and plaster partitions with the studding spaced according to the foregoing requirements and the lath attached to one side of the studding shall be:

Not less than two inches in total thickness with 3/4 inch channel studding or its equivalent; not to exceed twelve feet in height.

Not less than two inches in total thickness with one inch channel studding or its equivalent; not to exceed sixteen feet in height.

Not less than two inches in total thickness without studding but with ribbed metal lath having ribs at least 3/4 inch in depth spaced not over six inches apart and formed integrally with the lath; not to exceed ten feet in height. All sheets shall be continuous for the full height of the partition and shall be securely fastened at the top and bottom.

HOLLOW PARTITIONS: The minimum allowable requirements for hollow metal lath and plaster partitions with the studding spaced according to the foregoing requirements and the lath attached to both sides of the studding shall be:

Not less than 3-1/2 inches in total thickness with formed metal studs or 3/4 inch built-up channel studs or the equivalent; not to exceed fifteen feet in height.

Not less than 5-1/2 inches in total thickness with formed metal studs or one inch built-up channel studs or the equivalent; not to exceed twenty feet in height.

Built-up studs for hollow partitions must be rigidly connected by means of stiffener plates or bars at the top and bottom and at intermediate intervals not to exceed five feet.

(d) WOOD STUDDING FOR METAL LATH PARTITIONS: The minimum allowable sizes of said studding shall be as follows for the given heights of partitions:

2" x 4" studding—Partitions not to exceed 16' in height

3" x 4" studding—Partitions not to exceed 20' in height

2" x 6" studding—Partitions not to exceed 24' in height

All stud partitions shall be horizontally bridged at least once in

the height of each story with materials of the same size as studs cut between and securely nailed to the studding.

(e) METAL FURRED AND SUSPENDED CEILINGS:

I. HANGERS AND CLIPS:

Hangers supporting runner bars must be not less than 1 inch by 3/16 inch flat iron securely clamped to, or embedded in the supporting construction and fastened to the runner bars by not less than 1/4 inch bolts or other equivalent method. In lieu of the foregoing not less than No. 7 Birmingham gauge rod hanger must be securely anchored to the supporting construction and securely fastened to the runner bars.

Metal clips supporting furring bars must weigh not less than 0.4 pounds per linear foot, or not less than No. 18 Birmingham gauge annealed galvanized wire securely twisted must be used.

If hairpin clips are used they shall not be less than No. 9 Birmingham gauge annealed galvanized wire and shall pass up on both sides of the furring bar and be securely hooked over the running bar or other similar support.

II. SPANS BETWEEN SUPPORTS OF FURRING AND RUNNER BARS:

The following spacing of supports for furring bars and runner bars supported on hangers and clips as required by the preceding paragraph No. I. must not be exceeded for the following given sizes:

RUNNER BAR HANGERS

1-1/2 inch channels, angles, tees or the equivalent;

Hangers spaced not to exceed 5 feet apart.

2 inch channels, angles, tees or the equivalent;

Hangers spaced not to exceed 6 feet apart.

FURRING BAR HANGERS

3/4 inch channels, angles, tees or the equivalent;

Runner bars or hangers spaced not to exceed 4 feet apart.

1 inch channels, angles, tees or the equivalent;

Runner bars or hangers spaced not to exceed 5 feet apart.

Ribbed lath with 3/4 inch ribs, spaced not to exceed 4 inches center to center;

Runner bars or hangers spaced not to exceed 4 feet apart.

For spans in excess of the foregoing the strength of furring bars, runner bars and hangers shall be proportionately increased.

III. SPACING OF FURRING BARS FOR VARIOUS WEIGHTS OF METAL LATH:

The following spacing of furring bars must not be exceeded for the given weights per square yard of metal lath:

3.0 and 3.4 lbs. flat lath—Furring bars spaced not to exceed 12" apart

4.0 lbs. flat lath—Furring bars spaced not to exceed 16" apart

3.5 lbs. ribbed lath—Furring bars spaced not to exceed 19" apart

4.5 lbs. ribbed lath—Furring bars spaced not to exceed 24" apart

IV. CONCRETE JOISTED CONSTRUCTION:

Where furred ceilings are placed against the bottom of concrete floor joists, furring bars may be 3/8 inches in diameter and must be spaced not over 12 inches apart supported by No. 9 Birmingham annealed galvanized wire spaced not over 2 feet apart.

(f) FURRING: All furring for cornices, beams and heavy ornamental work must be specially designed to safely sustain the load, but in no case shall the construction be less than required for furred ceilings except that in light cornice work lath may be such as is applied to the partitions.

All furring strips for furred walls must be spaced and supported as provided in the foregoing paragraph (c).

(20) WOOD CONSTRUCTION.

(a) QUALITY: All lumber shall be of good quality, free from rot, large or loose knots, wind shakes

or other imperfections whereby the strength or durability may be impaired.

(b) REQUIREMENTS FOR DENSE AND SOUND GRADE STRUCTURAL TIMBERS:

Wherever provision is made in this ordinance for structural timbers of Dense Grade and Sound Grade, the timbers must have the following characteristics:

DENSE GRADE: Dense grade structural timbers shall show on one end or the other, ordinarily by visual estimate, an average of at least six annual rings per inch and approximately one third or more summerwood measured over three inches on a radial line as described in the following. Coarser grained material is acceptable provided that the amount of summerwood measured as described is approximately one-half or more.

When the pith is not present the center of the three inch line shall be at the center of the end of the piece and the direction of the three inch line shall be at a right angle to the annual rings.

When the pith is present the three inch line for Douglas fir shall be on a radial line from the pith or heart center to the corner farthest from the pith, and shall begin at a distance of one-half the least dimension of the piece less two inches from the pith or heart center.

When the pith is present the three inch line for southern yellow pine shall be measured over the third, fourth and fifth inches of a radial line from the pith or heart center.

This rule shall not be made to apply to pieces having a smaller nominal dimension than five inches.

SOUND GRADE: Sound grade structural timbers shall include timbers without summerwood requirements.

(c) UNIT STRESSES: The safe working unit stresses for seasoned timber construction protected from the weather must not exceed those provided in the following table, in which all unit stresses are given in pounds per square inch."

Species of Timber	Bending	Shearing	Stress	Compressive Stress			
	Stress in	With	Across	With	With	Across	Across
	Extreme Fiber	the	he	the	the	the	the
		Grain	Grain	Grain	Stick	Grain	Stick
Fir, Douglas:							
Dense Grade	1600	125	350	1200		350	
Sound Grade	1300	90	300	1000		300	
Pine Southern Yellow:							
Dense Grade	1600	100	350	1200		350	
Sound Grade	1300	105	300	1000		300	
Pine, Eastern White	900	85	250	750		250	
Norway	1100	85	300	800		300	
Oak	1400	125	500	1000		500	
Spruce	1100	85	250	800		250	
Hemlock	900	70	300	700		300	
Tamarack	1200	95	300	1000		300	

For posts and columns the lengths of which are fifteen or more times the least lateral dimensions, unit stresses calculated according to the following formula must not be exceeded:

$$f' = f \left(1 - \frac{L}{80 D} \right)$$

Where L—The length or height in feet.

D—The least lateral dimension in feet.

f'—The allowable working stress in lbs. per sq. in.

f—The allowable working stress in lbs. per sq. in. for compression with the grain in the foregoing table.

(d) CONSTRUCTION:

I. JOISTS: All joists resting on masonry walls shall extend into and have a bearing of at least four inches on the wall; this is not to be construed as prohibiting the use of approved joist hangers.

All headers five feet or more in length shall be secured to trimmers by means of mortise and tenon or metal hangers. Headers carrying three or more tail-joists and the corresponding trimmers shall be formed of not less than two joists.

Girders of not less than two joists shall be installed to carry partitions running parallel with

same. Where partitions extend through two or more stories and carry floor or roof loads the partitions shall be supported by properly designed girders.

All floor joists shall be cross bridged by means of wood bridging fitted between the joists and securely nailed to same. Said Bridging to be in rows not over eight feet apart.

II. STUD WALLS AND PARTITIONS: All walls and partitions formed of studding except as hereafter noted shall have sill and plate at least two inches thick and the full width of the studding.

All stud partitions shall be horizontally bridged one in the height of each story with materials of the same size as studs cut between and securely nailed to the studding.

Wherever stud walls or partitions are superimposed, the studding shall either be continuous through two stories or else the studding of the upper story shall extend down and rest upon the plate of the partition below.

Wherever the studding is continuous through two stories and supports the intermediate floor framing, girts not less than one inch by six inches shall be cut into and securely fastened to the studs to support the joists.

Studs shall be doubled at the sides of all openings three feet or more in width and trusses shall

be formed over all openings five feet or more in width.

III. WOOD COLUMN AND GIRDER CONSTRUCTION: All wood columns and posts shall have squared ends and shall be provided with hardwood caps the full width of the girders and shall rest on masonry footings proportioned in accordance with the requirements of this ordinance. This is not to be taken as prohibiting the use of metal bases and caps.

The bottom line of the posts shall be not less than two inches above the level of the top of the basement floor.

(21) REQUIREMENTS FOR SLOW BURNING CONSTRUCTION:

(a) **DEFINITION:** Slow burning construction is hereby defined as consisting of enclosing and bearing walls of solid masonry and heavy open timber interior construction.

(b) MAXIMUM ALLOWABLE HEIGHT OF BUILDINGS OF SLOW-BURNING CONSTRUCTION:

The maximum allowable height to which buildings of slow-burning construction may be hereafter erected is as follows:

When equipped throughout with standard standpipe and sprinkler systems (constructed as provided in the ordinances) not to exceed eighty-five feet in height above the average level of the curb to the highest point of the coping.

When not so equipped not to exceed sixty feet in height above the average level of the curb to the highest point of the coping.

(c) **PARAPET AND FIRE WALLS:** All enclosing, fire and party walls shall project above the roof not less than three feet and shall not be less in thickness than the wall of the uppermost story and provided with non-combustible coping. Roof coverings shall not be carried over fire-walls in this form of construction.

(d) STRUCTURAL TIMBER REQUIREMENTS:

I. ALLOWABLE UNIT STRESSES: The maximum allowable unit stresses for structural timbers

must be as provided in Section No. 6, Heading No. 20, Paragraph (c) of this ordinance.

II. MINIMUM ALLOWABLE SIZE OF TIMBERS: All timbers shall be preferably single stick, but if built-up, they shall be properly bolted together and surfaces in contact shall be treated to prevent decay.

All exposed surfaces of floor and roof timbers must be planed smooth and all exposed corners rounded.

No joist, beam or girder shall have a dimension of less than six inches, except that roof joists may have a minimum size of four inches by eight inches, and no post or column shall have a dimension of less than eight inches.

No roof planking shall be less than two and one-half inches in total nominal thickness and no floor planking less than three inches in total nominal thickness.

III. BEAM AND GIRDER SUPPORTS: Where floor beams rest on walls, they must be supported on wall plates, hangers, or boxes of the self releasing type.

Where girders meet at columns they must fit tight. The ends of the girders shall be held in place by metal straps or metal post caps having sides projecting upwards, all of which must be fastened to the beams by means of through bolts or other equivalent method.

Where intermediate beams are necessary unless they rest on top of the girders, they shall be supported on metal hangers.

IV. PIPES AND CONDUITS: Pipes and conduits extending through floors must be provided with tight fitting metal thimbles having close-fitting metal caps at top and bottom.

V. POSTS AND COLUMNS: Posts and columns must be superimposed throughout all stories on metal post caps with brackets, or shall have ends connected by properly designed metal caps pindle and base plate. Wood bolsters may be used to support roof girders only.

VI. FLOOR CONSTRUCTION:
(a) **PROVISIONS AGAINST FLOOR EXPANSION:** In all floor construction regulated under this

heading, care shall be taken at all wall lines to provide against expansion of the floor developing from the application of water.

(b) **PLANK LAID FLAT:** Floors with plank laid flat must be made of planking laid so as to break joints, covered with tongued and grooved flooring not less than one inch in nominal thickness laid cross-wise or diagonally.

Between planking and the top flooring there shall be placed two thicknesses of waterproof paper or saturated felt (but no asbestos) turned up at least three inches around the columns and at the side walls. Said turned-up portions shall be protected by a counter-flashing coating or a wooden baseboard nailed in place with the joint between it and the floor covered with a moulding. Said waterproofing shall be laid with broken joints, the joints cemented and the surface mopped with a waterproof sealing compound. The top flooring must be laid immediately following the final mopping.

(c) **LAMINATED FLOORS:** Laminated floors shall be constructed of planks not less than six inches wide set on edge and spiked together at intervals not to exceed eighteen inches. Butt joints must be well distributed and the ends of the planks thoroughly spiked. The planks shall not be spiked to the supporting girders.

Where finished top floors are installed in laminated floor construction, said floors shall be as required for floors with plank laid flat, except that the waterproofing may be omitted.

VII. STRUCTURAL STEEL BEAMS, GIRDERS AND COLUMNS:

When structural steel beams, girders and columns are used they must be protected from the effects of fire by not less than furring of metal lath as provided in Section No. 6, Heading No. 19 of this ordinance, plastered to at least $\frac{3}{4}$ inch grounds with cement, or cement tempered lime plaster, or by incombustible materials such as brick, hollow tile, or concrete block or solid concrete masonry, or other equivalent fire-resistive construction.

(e) **REINFORCED CONCRETE beams, GIRDERS AND COLUMNS:** Reinforced concrete beams, gir-

ders and columns may be used with wood laminated or plank floors.

(22) MASONRY FLOOR AND ROOF ARCH CONSTRUCTION IN COMBINATION WITH STEEL BEAMS:

(a) **Masonry arch construction** between steel floor or roof beams consisting of arches of brick, tile or concrete composed of crushed stone or gravel, or crushed blast furnace slag, shall be permitted.

Beams where masonry arch floor construction is used shall be tied together with steel tie rods at least three quarters of an inch in diameter. Tie rods shall be placed as near the point of thrust of the arch as practicable.

(b) **BRICK ARCHES:** Segmental arches of brick shall be of good hard brick properly bonded, solidly bedded in and thoroughly grouted with Portland cement mortar, having a rise of not less than one inch to the foot of span and a crown thickness of not less than four inches.

(c) **HOLLOW TILE ARCHES:** Arch tile shall be hard burned tile. The shells of arch tile shall be not less than $\frac{5}{8}$ of an inch and the webs not less than $\frac{1}{2}$ of an inch in net thickness. A shrinkage allowance shall be permitted of not more than $\frac{1}{16}$ of an inch below this requirement.

Segmental arches shall have sufficient depth between the top and bottom shell to carry the load, but this depth shall not be less than four inches. The arch shall have a rise of not less than one inch to the foot of span.

Flat arches shall have a depth of not less than $1\frac{1}{2}$ inches for each foot of span exclusive of the portion of the tile projecting below the underside of the beams.

All hollow tile flat arches shall have properly designed skewbacks, and be properly keyed with key blocks within the middle third of the span. All webs shall be in alignment. All tile shall be laid in Portland cement mortar.

(d) **CONCRETE ARCHES:** Concrete for arch construction shall consist of one part Portland cement to not more than six parts fine and coarse aggregates in which the ratio of Portland cement to fine aggregate shall not exceed one to two.

Segmental arches of concrete shall have sufficient depth at the crown to carry the load, and where the span exceeds three feet on centers shall be not less than four inches thick, and shall have a rise of not less than one inch for each foot of span.

(23) LAMINATED TILE ARCH CONSTRUCTION: Laminated tile arch construction built up of several courses of flat tiles shall conform to the following regulations:

(a) UNIT STRESSES: Unit stresses in the materials shall not exceed the following:

	Pounds per square inch.
Tile in direct compression.....	300
Tile in bending; Stress in extreme compression fibre.....	300
Shear;	100
Bonds between Mortar and Reinforcing Bars;	100

Wherever this form of construction is reinforced with steel bars or rods the requirements of the ordinance known as the Reinforced Concrete Regulations, Ordinance No. 448, Series of 1913, shall govern.

(b) CONSTRUCTION: All tile shall be well burned and of good hard merchantable quality, shall be properly bonded, solidly bedded and thoroughly grouted.

(24) LIGHT REINFORCED ROOF CONSTRUCTION OF INCOMBUSTIBLE MATERIALS:

Light reinforced roof construction made of incombustible materials shall be permitted as herein regulated.

The unit stresses shall not exceed those set forth in an ordinance known as the Reinforced Concrete Regulations, Ordinance No. 448, Series of 1913, recorded in Ordinance Book, Vol. No. 25, Page 470.

All reinforcement used for this purpose less than one-eighth of an inch in thickness shall be covered with a protective coating. No woven or expanded mesh shall have a thickness of less than No. 26 American Standard gage weighing 2.5 pounds per square yard where fire-resistive construction is not involved, nor less than No. 24 American Standard gage weighing 3.4 pounds per square yard where fire-resistive construction is involved. All reinforcement shall be protected by at

least one-half inch of materials on the under side. Where such protection is applied in the form of plaster the mortar must be waterproof.

Aggregates shall consist of incombustible materials clean and free from deleterious substances, and shall pass through a screen having openings three-eighths of an inch in diameter. Concrete for this purpose shall be mixed in the proportion of one part Portland cement to not more than four and one-half parts of fine and coarse aggregates.

Where the aggregates consists of materials so proportioned as to permit nails to be driven and securely held in place, the compressive strength of cylindrical test samples six inches in diameter by twelve inches long must not be less than 1800 pounds per square inch.

The minimum allowable thickness of slabs for this purpose shall be one-thirtieth of the clear span between supports, and where ribs or ridges are involved the thickness of the panels between the ribs or ridges shall be not less than one inch and the depth of the ribs or ridges shall be not less than one twenty-fourth of the clear span between the supports.

(25) INCOMBUSTIBLE SHEET AND TILE ROOF CONSTRUCTION FOR STEEP-PITCHED ROOFS:

Incombustible sheet and tile roof construction consisting of ribbed or corrugated metal sheets, sheets of mixtures of cement and asbestos, sheets of wire glass and tile made of terra cotta or reinforced concrete, when used upon pitched roofs having a rise of not less than one foot in two and one-half feet shall be permitted, provided such sheets or tile are capable of supporting a superimposed load of sixty pounds per square foot before failure or collapse.

INCOMBUSTIBLE SHEET SIDING: Incombustible sheet siding construction composed of ribbed or corrugated metal sheets, sheets of mixtures of cement and asbestos, or sheets of wired glass shall be permitted when such sheets are capable of supporting a superimposed load of forty pounds per square foot before failure or collapse. Said superimposed load shall be applied at right angles to the surface of the sheet.

(26) FORMED STEEL, JOISTED AND STUDDED CONSTRUCTION:

(a) GENERAL: Formed steel joists and studs conforming to the following requirements shall be permitted as joists for floors and roof construction and as studs for walls and partitions.

(b) DESIGN AND UNIT STRESSES:

I. Except as herein provided, all formed steel joists and studs shall conform to the requirements of the ordinance known as the Steel Regulations, Ordinance No. 283, Series of 1913, recorded in Ordinance Book, Vol. No. 25, Page 307.

II. Except as herein provided, all reinforced concrete used in conjunction with formed steel joisted construction shall conform to the requirements of the ordinance known as the Reinforced Concrete Regulations, Ordinance No. 448, Series of 1913, recorded in Ordinance Book, Vol. No. 25, Page 470.

(c) FIRE-RESISTIVE CONSTRUCTION: Wherever fire-resistive construction is called for in the ordinances, the thickness of the fire-protection shall conform to the requirements of the ordinance known as the Fire-Resistive Standards, Ordinance No. 153, Series of 1920, recorded in Ordinance Book, Vol. No. 31, Page 312.

(d) JOISTS AND STUDS: All formed steel joists and studs shall be made up from sheets or strips having a thickness of not less than No. 16 United States Standard gage.

Where formed steel joists are of channel shaped sections, they shall be securely spot-welded or riveted together back to back, and flanged widths of such steel joists shall not exceed $\frac{2}{3}$ of the depth of the joists except for joists five inches or less in depth where flange widths shall not exceed 0.8 of the depth of the joist.

All shop and field connections shall be designed so as to securely support the construction in place. Riveted connections shall not be required.

The design and calculation of unit stresses shall be based on the available net section after deducting the area of metal lost by punching.

All strip or sheet steel shall be given a coat of preservative oil before being formed into joists or studs, and all joists and studs shall be given a final shop coat of paint.

(e) JOISTED CONSTRUCTION: The maximum allowable spacing for formed steel joists shall be twenty-four inches on centers.

Where the ceiling of formed steel joisted construction is plastered, it shall be composed of metal lath conforming to the requirements of Section, No. 6, Heading No. 19 of this ordinance, regulating Metal Lath and Plaster Construction, and plastered to a thickness of not less than $\frac{3}{4}$ of an inch.

Whenever reinforced concrete floor construction is used, the reinforced concrete shall be not less than $1\frac{1}{2}$ inches in thickness. Reinforcement for said floor construction all be securely attached to the joists and shall have the following gauges and weights per square yard of metal lath for the given spacing of metal joists:

Minimum joist spacings	Type of lath	Minimum gauge	Minimum weight
24"	Rib	24	4.5
19"	Rib	26	3.5
15 $\frac{3}{4}$ "	Flat	24	3.4
12"	Flat	25	3.0

Where fire-resistive construction is not involved, screeds or nailing strips may be set in the concrete and securely fastened to the joists.

(f) STUDDED CONSTRUCTION: The maximum allowable spacing for all studs shall be as provided in Section No. 6, Heading No. 19, Metal Lath and Plaster Construction.

(27) INCOMBUSTIBLE BUILDINGS OF LIGHT STEEL CONSTRUCTION:

(a) GENERAL: Incombustible buildings of light steel construction conforming to the following minimum allowable requirements shall be permitted as hereinafter regulated.

The unit stresses, loads and other requirements not herein otherwise provided shall be regulated by the provisions of the ordinance known as the Steel Regulations, Ordinance No. 283, Series of 1913, recorded in Ordinance Book, Vol. No. 25, page 307.

(b) **USE AND OCCUPANCY:** The use and occupancy of incombustible buildings of light steel construction except as otherwise provided by ordinance shall be regulated as follows:

I. The use and occupancy of incombustible buildings of light steel construction located in Fire Zones No. I for the purpose of manufacture, use and storage of materials of a combustible nature shall be permitted, provided said buildings are equipped with standard automatic sprinkler systems, designed and constructed as required in the ordinances relating thereto.

II. The use and occupancy of incombustible buildings of light steel construction located in Fire Zones No. II and Zone No. III for the purposes of manufacture, use and storage of materials of a combustible nature shall be permitted.

(c) **STRUCTURAL FRAME WORK:** For incombustible buildings of light steel construction the clear truss spans of which do not exceed thirty feet between columns and the height of which from the top of the foundations to the eaves does not exceed twelve feet, all rolled shapes shall be not less in thickness than $\frac{1}{4}$ of an inch, and all shapes formed from steel strips shall be not less in thickness than No. 16 United States Standard gage.

For incombustible buildings of light steel construction, the spans and heights of which exceed the foregoing dimensions, the minimum allowable thicknesses of the steel shall be regulated by the provisions of the ordinance known as the Steel Regulations, Ordinance No. 283, Series of 1913, recorded in Ordinance Book, Vol. No. 25, Page 307.

All shop connections shall be either riveted or securely welded. All field connections shall be designed so as to be rigid, and shall be riveted, tightly bolted, or clamped.

(d) **METAL SHEETING:** Where such buildings are covered with metal sheeting without the interposition of wood sheathing, the metal sheets shall be designed so as to be capable of sustaining a load of sixty pounds per square foot for roofing and forty pounds per square foot for siding before rupture.

Metal sheets used for roofing or siding for all incombustible buildings of light steel construction may be corrugated, beaded or flat. Said sheets shall be secured to the steel purlins or girts at least every foot by means of steel or iron clips having a thickness of not less than No. 18 United States Standard gage and a width of not less than $\frac{1}{4}$ of an inch, or else by means of riveting, clamping or interlocking of sheets to each other and to the structural frame work of the building.

The minimum allowable thickness of metal sheeting shall be:

Where metal sheets for siding and roofing are not galvanized the minimum allowable thickness of same shall be No. 20 gage for roofing and No. 22 gage for siding.

Where metal sheets for siding and roofing are galvanized the minimum allowable thickness of same shall be No. 24 gage for roofing and siding provided no holes are punched in said galvanized sheets that shall in any manner be exposed to the weather.

The foregoing gages shall be United States Standard.

(28 REINFORCED GYPSUM ROOF CONSTRUCTION:

(a) **GENERAL:** Reinforced gypsum conforming to the following requirements shall be permitted for roof construction.

(b) **GYPSUM:** Gypsum for the purpose herein regulated shall be calcined and shall contain after calcination not to exceed 35 per cent by weight of residue.

The average tensile strength of three briquettes made of gypsum, one inch in cross section, when dry shall be not less than 200 pounds per square inch.

The average compressive strength of three cylinders made of gypsum, six inches in diameter by twelve inches in length, when dry, shall be not less than 1000 pounds per square inch.

Gypsum shall set in not less than ten nor more than fifty minutes.

(c) **TEST REQUIREMENTS:** Before any system of reinforced gypsum roof construction may be

used, test samples shall have been tested by an approved testing laboratory and the test samples shall carry a live load equal to four times the live load for which the roof is designed without showing any indications of failure. Records of all such tests shall be kept on file in the Bureau of Building Inspection.

(d) SUSPENDED GYPSUM CONSTRUCTION:

I. MATERIALS: The slab for suspended gypsum construction shall not be less than three inches in thickness, shall consist of gypsum conforming to the requirements herein provided with which there shall be intimately mixed not more than twenty per cent by weight of binding material consisting of wood chips or vegetable fiber, thoroughly mixed. All cables and rods shall be completely embedded in the gypsum construction.

The suspension cables shall be made of steel wire, the ultimate strength of which shall be not less than 80,000 pounds per square inch of cross-sectional area.

Each cable shall be stretched, securely anchored at the ends to the supporting members. All end or anchorage beams or purlins shall be braced so as to resist the tension in the cables which exists before the gypsum composition has set. All cables shall be held uniformly to the required deflections by round steel rods laid in the center of each panel parallel to the purlins or beams and firmly tied to the form work.

In case the slab construction is cast in units before being erected in place, said units shall be constructed so as to allow the cables in each unit to be firmly fastened to the cables in the abutting unit in such a manner as to make each cable continuous between anchorage points. All cables in such construction shall be prevented from stretching or untwisting under any conditions less critical than those produced by four times the superimposed load for which the construction is designed.

II. DESIGN AND CALCULATION:

The unit stress in the suspension cables shall not exceed 20,000

pounds per square inch of cross-sectional area and shall be calculated by the following formula:

$$T = \frac{WL}{8d} \sqrt{L^2 \text{ plus } 16d^2}$$

Where T—The maximum tension in the cables for each foot in width of slab.

W—Load per sq. ft. of floor area.

L—Length of clear span in feet between supports.

d—Deflection or dip of cables in feet at the center of the span.

The unit stress in bearing of the gypsum shall not exceed ten pounds per square inch of the horizontal bearing area of the cables.

The unit stress in shear of the gypsum shall not exceed ten pounds per square inch of the area of gypsum above the cables.

(e) REINFORCED GYPSUM CONSTRUCTION:

I. MATERIALS: The gypsum shall conform to the requirements herein provided but no wood chips, vegetable fiber or similar materials shall be added. The gypsum shall be thoroughly mixed with sufficient water.

II. CONSTRUCTION: All reinforcements shall be completely embedded in the gypsum and shall have a complete mechanical bond with gypsum and no dependence shall be placed on adhesion of gypsum with bar in making calculations.

III. DESIGN AND CALCULATIONS: Except as herein set forth, the assumptions, formulas and maximum allowable unit stresses used in the design and calculation of reinforced gypsum construction shall be those set forth in the ordinance known as the Reinforced Concrete Regulations, Ordinance No. 448, Series of 1913, recorded in Ordinance Book, Vol. No. 25, page 470.

Modulus of elasticity of gypsum 1,000,000

Ratio of modulus of elasticity of gypsum to that of steel reinforcement 1 : 30

Maximum allowable unit stress
in tension in steel reinforcement 16,000 lbs. per sq. in.

Maximum allowable unit stress in
compression in extreme fiber of
gypsum 220 lbs. per sq. in.

GENERAL ENGINEERING REGULATIONS.

Maximum allowable unit stress in
shear in gypsum:

(a) For beams without web reinforcement 15 lbs. per sq. in.

(b) For beams with web reinforcement 40 lbs. per sq. in.

Section 7.

PENALTIES FOR VIOLATION.

Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, before any Alderman or Police Magistrate of the City of Pittsburgh, be subject to a fine not exceeding \$100.00 and cost for any one offense and, in default of payment of said fine and costs, shall be subject to imprisonment in the County Jail for a period not exceeding thirty (30) days.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 6, 1921.

Approved July 13, 1921.

Ordinance Book 32, Page 494.

No. 319

AN ORDINANCE — Authorizing and directing the grading, paving and curbing of McKee Street (that portion now in the City of Pittsburgh) from Fahnestock Street to the westerly curb line of Haverhill Street and providing that the costs, damages and expenses of same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk, that a majority of property owners in interest and number abutting upon the line of McKee street, that portion now in the City of Pittsburgh, between Fahnestock Street and the westerly curb line of Haverhill Street, having petitioned the

Council of the City of Pittsburgh to enact an ordinance for the grading, paving and curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That McKee Street (that portion now in the City of Pittsburgh) from Fahnestock Street to the westerly line of Haverhill Street be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of seven thousand (\$7,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 529.

No. 320

AN ORDINANCE—Appropriating and directing the construction of a public sewer on the north sidewalk and on the roadway of Mayfield Avenue from a point about 15 feet west of Ellis Way to the existing sewer on Mayfield Avenue at Leland Street, and on Shelton Avenue and Hawkins Avenue from a point about 15 feet south of Mayfield Avenue to the existing sewer on Leland Street,

and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on the north sidewalk and on the roadway of Mayfield Avenue, from a point about 15 feet west of Ellis Way to the existing sewer on Mayfield Avenue at Leland Street, and on Shelton Avenue and Hawkins Avenue from a point about 15 feet south of Mayfield Avenue to the existing sewer on Leland Street. Commencing on the north sidewalk of Mayfield Avenue at a point about 15 feet west of Ellis Way, thence westwardly along the north sidewalk of Mayfield Avenue to a point opposite Leland Street, thence southwardly across Mayfield Avenue to the existing sewer on Mayfield Avenue at Leland Street. Also commencing on Shelton Avenue at a point about 15 feet south of Mayfield Avenue, thence southwardly along Shelton Avenue to Hawkins Avenue, thence westwardly along Hawkins Avenue to the existing sewer on Leland Street. Said sewers to be terra cotta pipe and fifteen inches (15") in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of fifty-four hundred (\$5400.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 530.

No. 321

AN ORDINANCE—Requiring all persons, firms or corporations carrying on, conducting or engaging in the business of selling or buying stocks, bonds or other evidences of indebtedness, commonly called "bond or stock brokerage business" within the limits of the City of Pittsburgh, to secure a license therefor; providing for the levy and collection of a license tax thereon; and providing a penalty for the violation of the provisions hereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That after the passage and approval of this ordinance, no person, firm or corporation, either individually or by its officers, agents or employees, shall carry on, conduct or engage in the business of selling or buying stocks, bonds or other evidences of indebtedness, commonly called "bond or stock brokerage business" within the limits of the City of Pittsburgh, without first having obtained a license therefor under the provisions of this ordinance.

Section 2. Any person, firm or corporation, desiring to carry on, conduct or engage in the business enumerated in the first section hereof within the limits of the City of Pittsburgh, shall apply to the Director of the Department of Public Safety for the issuance of a license therefor. In applying for such license, the applicant shall furnish to the Director of the Department of Public Safety the name of the person, firm or corporation so applying, the proposed location of business, the place or places of residence of the applicant or applicants, and such other information as may be required by said Director.

Section 3. Upon the granting of said license by said Director of the Department of Public Safety, there shall be paid by said applicant for said license to the Treasurer of the City of Pittsburgh the sum of Ten (\$10.00) Dollars, and said license

shall be renewed annually thereafter on the first day of January of each year, upon payment to the City Treasurer of said license tax of Ten (\$10.00) Dollars.

SECTION 4. Any person or persons, violating the provisions of this ordinance, shall, upon conviction thereof before any Police Magistrate of the City of Pittsburgh, be fined a sum not exceeding One Hundred (\$100.00) Dollars, and in default of the payment thereof, be imprisoned in the Allegheny County Jail or Allegheny County Workhouse for a period not exceeding thirty (30) days at the discretion of the said Police Magistrate; and any firm or corporation, violating the provisions of this ordinance, shall, upon conviction before such Magistrate, be fined not more than One Hundred (\$100.00) Dollars; each and every day that such firm or corporation shall continue in said business in violation of this ordinance shall be deemed a separate offense, and shall be punishable in accordance with the terms and provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book, 32, Page 531.

No. 322

AN ORDINANCE—Amending Section 53, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An Ordinance fixing the number of officers and employees of All Departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 2nd, 1920, and as amended by Ordinances Nos. 137, 186 and 472, approved April 3rd, and May 5th, 1920; and January 3, 1921, respectively, by creating a new position of Chauffeur Mechanic in the Bureau of Engineering.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Section 53, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An Ordinance

fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 2nd, 1920, and as amended by Ordinances Nos. 137, 186 and 472, approved April 3rd and May 5th, 1920, and January 3rd, 1921, respectively, be amended by adding the following line:

"Chauffeur Mechanic
..... \$1,692.00 per annum."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 533.

No. 323

AN ORDINANCE—Authorizing the City Controller to set aside an additional sum of nineteen thousand (\$19,000.00) dollars, from Bond Fund No. 217, for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System, at the Pittsburgh City Home and Hospitals, Mayview, Pa.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City Controller shall be and he is hereby authorized to set aside an additional sum of nineteen thousand (\$19,000.00) dollars, from Bond Fund No. 217, for the construction of a Transmission Plant for the new Alternating Current System to replace the present Direct Current System, at the Pittsburgh City Home and Hospitals, Mayview, Pa.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 533.

No. 324

AN ORDINANCE—Authorizing the installation of Automatic Parcel

Checking Lockers in the various Market Houses, Comfort Stations and in the front and rear stairway areas of the City County Building, by the American Locker Company.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* The Mayor and the Director of the Department of Public Works be and are hereby authorized to enter into an agreement with the American Locker Company, for the installation of lockers at their expense, in the various market houses and comfort stations and the front and rear stairway areas of the City County Building; the City to receive compensation for same on a basis of 40% of the gross receipts.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 534.

No. 325

AN ORDINANCE—Authorizing and directing the Mayor and Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making certain repairs to the floor system of the California Avenue Bridge, over Woods Run, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making certain repairs to the floor system of the California Avenue Bridge, over Woods Run, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the costs thereof the sum of \$7,-000.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated

from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 534.

No. 326

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for sinking a test pit or test pits or borings to ascertain the cause of the sinking of Griffen Street, and the adjoining property at 607 and 609 Griffen Street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for sinking a test pit or test pits or borings to ascertain the cause of Griffen Street sinking and the adjoining property at 607 and 609 Griffen Street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That the sum of \$1,-500.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from code account No. 42, Contingent Fund, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 535.

No. 327

AN ORDINANCE—Establishing the grade of Amity way, from Monticello street to Forest way.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the east line of Amity way from Monticello street to Forest way be and the same is hereby established as follows, to-wit:—

Beginning on the south curb line of Monticello street at an elevation of 213.23 feet (curb as set); thence rising at the rate of 1 foot per 100 feet for the distance of 29.23 feet to a point of curve to an elevation of 213.52 feet; thence by a concave parabolic curve for the distance of 40.0 feet to a point of tangent to an elevation of 214.18 feet; thence rising at the rate of 2.3 feet per 100 feet for the distance of 80.75 feet to the north line of Fielding way to an elevation of 216.04 feet; thence level for the distance of 24.0 feet to the south line of Fielding way to an elevation of 216.04 feet; thence rising at the rate of 1 foot per 100 feet for the distance of 149.98 feet to the north curb line of Idlewild street to an elevation of 217.54 feet; thence level for the distance of 30.0 feet to the south curb line of Idlewild street to an elevation of 217.54 feet; thence rising at the rate of 2 feet per 100 feet for the distance of 62.24 feet to a point of curve to an elevation of 218.78 feet; thence by a convex parabolic curve for the distance of 40.0 feet to a point of tangent to an elevation of 217.98 feet; thence falling at the rate of 6 feet per 100 feet for the distance of 17.74 feet to a point of curve to an elevation of 216.92 feet; thence by a concave parabolic curve for the distance of 30.0 feet to a point of tangent on the north line of Forest way to an elevation of 215.72 feet; thence falling at the rate of 2 feet per 100 feet for the distance of 4.0 feet to the north curb line of Forest way to an elevation of 215.64 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 536.

No. 328

AN ORDINANCE—Establishing the grade of Fielding way, from North Murtland street to Beecher street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the north line of Fielding way, from North Murtland street to Beecher street be and the same is hereby established as follows, to-wit:

Beginning on the west curb line of North Murtland street at an elevation of 218.35 feet (curb as set); thence falling at the rate of 1.78 feet per 100 feet for the distance of 130.0 feet to the east line of Amity way to an elevation of 216.04 feet; thence level for the distance of 20.0 feet to the west line of Amity way to an elevation of 216.04 feet; thence falling at the rate of 2.4 feet per 100 feet for the distance of 130.0 feet to the east curb line of Gerritt street to an elevation of 212.92 feet (curb as set); thence level for the distance of 30.0 feet to the west curb line of Gerritt street to an elevation of 212.92 feet (curb as set); thence falling at the rate of 1.8 feet per 100 feet for the distance of 140.0 feet to the east curb line of Beecher street to an elevation of 210.40 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 537.

No. 329

AN ORDINANCE Re-establishing the grade of Mend way, from Corday way to Millvale avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the west and south line of Mend way, from Corday way to Millvale avenue, be and the same is hereby re-established as follows, to-wit:

Beginning on the north curb line of Corday way at the elevation of 248.94 feet (curb as set); thence rising at the rate of 5% for a distance of 146.00 feet to a point of curve at the elevation of 256.24 feet; thence by the arc of a convex parabolic curve for a distance of 200 feet to a point of tangent at the elevation of 262.55 feet; thence rising at the rate of 1.32% for a distance of 207.12 feet to an apex at angle at the elevation of 265.28 feet; thence falling at the rate of 2.95% for a distance of 130.11 feet to the east curb line of Millvale Avenue at the elevation of 261.44 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 537.

No. 330

AN ORDINANCE Re-establishing the grade of south 18th street, from Edwards way to a point 64.70 feet east of the intersection of the northerly curb line of south 18th street and the southerly curb line of Josephine street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly and northerly curb line of South 18th street, from Edwards way to a point 64.70 feet east of the intersection of the northerly curb line of South 18th street and the southerly curb line of Josephine street, shall be and the same is hereby re-established as follows, to-wit:

Beginning on the southerly curb line of Edwards way at an elevation of 78.77 feet; thence rising at a rate

of 1.35 feet per 100 feet for a distance of 82.33 feet to a point of curve to an elevation of 79.88 feet; thence rising by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation 85.05 feet; thence rising at a rate of 9 feet per 100 feet for a distance of 419.98 feet to a point 64.70 feet east of the intersection of the northerly curb line of South 18th street and the southerly curb line of Josephine street to an elevation of 122.85 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 538.

No. 331

AN ORDINANCE Re-establishing the grade of Steuben street, from Carson street west to a point 362.60 feet westwardly therefrom.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly curb line of Steuben street, from Carson street west to a point 362.60 feet westwardly therefrom, shall be and the same is hereby re-established as follows, to-wit:

Beginning on the westerly curb line of Carson Street West at an elevation of 34.14 feet; thence rising at a rate of 3.96% for a distance of 362.60 feet to an elevation of 48.50 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 11, 1921.

Approved July 20, 1921.

Ordinance Book 32, Page 538.

No. 332

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the JONES AND

LAUGHLIN STEEL COMPANY relative to the construction, by the City of Pittsburgh, of a relief sewer within the lines of Hazelwood Avenue, extending to the United States Harbor Line of the Monongahela River, within the lines of which is constructed a sewer by the Jones and Laughlin Steel Company, and, in connection with the construction of said sewer by the City of Pittsburgh, the grade of said street is to be changed and the alignment of the proposed sewer by the City of Pittsburgh lowered.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to make, execute and deliver, in the name of the City of Pittsburgh, the following contract with the Jones and Laughlin Steel Company, and affix thereto the corporate seal of the City of Pittsburgh:

"AGREEMENT

Made this.....day of....., A. D., 1921, by and between the CITY OF PITTSBURGH, by E. V. Babcock, Mayor, and N. F. Brown, Director of the Department of Public Works, party of the first part, and JONES AND LAUGHLIN STEEL COMPANY, a corporation, doing business in the City of Pittsburgh, Allegheny County, Pennsylvania, party of the second part,

WITNESSETH: The party of the first part contemplates the construction of a relief sewer within the lines of Hazelwood Avenue, extending to the United States Harbor Line of the Monongahela River, within the lines of which there is a sewer constructed by the Jones and Laughlin Steel Company and the said Jones & Laughlin Steel Company is desirous in connection with the work to be done by the City of Pittsburgh, to have the grade of said street changed and the alignment of the proposed sewer of the City of Pittsburgh lowered;

Now, Therefore, In consideration of the premises, it is agreed between the parties hereto as follows:—

The City of Pittsburgh will enact the necessary legislation to change the grade of Hazelwood Avenue to the proposed alignment, as shown on blueprint, entitled "Accession No. JD160, Folder JD16, City of Pittsburgh, Department of Public Works, Bureau of Engineering, Proposed

Relief Sewer on Hazelwood Avenue", and to construct the said proposed relief sewer as shown on the above mentioned plan.

The City of Pittsburgh further agrees to extend this sewer to the harbor line and at the same time to extend the aforementioned sewer of the Jones and Laughlin Steel Company to the same point and to enclose the extensions of both of said sewers in a single structure and maintain the same.

In consideration of the foregoing, the said Jones and Laughlin Steel Company agrees to pay the City of Pittsburgh, when the work is fully completed, the sum of Seven thousand (\$7,000.00) Dollars, on account of the cost of the change of grade of Hazelwood Avenue and the lowering of the alignment of the City's sewer, and an additional sum of one-half the cost of extending both sewers to the United States Harbor Line and enclosing the same, the said Jones and Laughlin Steel Company's share of said cost not to be in excess of Three thousand (\$3,000.00) dollars.

And the said Jones and Laughlin Steel Company hereby agrees to indemnify and hold harmless the City of Pittsburgh from any claims for damages, to abutting properties growing out of the said change of grade of Hazelwood Avenue.

This contract is executed on the part of the City of Pittsburgh in pursuance of an Ordinance duly passed and approved, and recorded in Ordinance Book, Volume....., Page....., and a Resolution of the Board of Directors of the Jones and Laughlin Steel Company, at a meeting duly held on the.....day of....., 1921.

In Witness Whereof, The City of Pittsburgh has caused this agreement to be signed by its Mayor and Director of the Department of Public Works, and sealed with the corporate seal, and the said Jones and Laughlin Steel Company has caused the same to be signed by its duly authorized officers, the day and year first above written.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 539.

No. 333

AN ORDINANCE—Granting unto the Kingan Provision Company, its successors and assigns, the right to construct, maintain and use a Steel Reinforced Concrete Covered Vault under Mulberry Way located one hundred and twenty-three (123') feet from the southeast property line of Eleventh Street, along said property on the southern side of said way for a distance of forty-eight (48') feet thence extending from the building line ten (10') feet under said Mulberry Way, for the purpose of unloading coal for boilers in said building, Second Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That The Kingan Provision Company, its successors and assigns, be and are hereby given the right and authority, at their own cost and expense, to construct, maintain and use a Steel Reinforced Concrete Covered Vault under Mulberry Way located one hundred and twenty-three (123') feet from the southeast property line of Eleventh Street, along said property on the southern side of said way for a distance of forty-eight (48') feet thence extending from the building line ten (10') feet under said Mulberry Way for the purpose of unloading coal for boilers in said building, Second Ward, Pittsburgh, Pa. The said Steel Reinforced Concrete Covered Vault shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-171, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Steel Reinforced Concrete Covered Vault under Mulberry Way for the Kingan Provision Company, Second Ward, Pittsburgh, Pa."

Section 2. The said company, prior to beginning the construction of said vault shall submit to the Director of the Department of Public Works of the said City, a complete set of plans in triplicate showing the location and all details for the construction of the said vault, and said plans and the construction of the said vault shall be subject to the approval and supervision of the said director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of vault on City streets and COMPENSATION FOR SAME.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said vault. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said vault upon giving six (6) months' notice through the proper officers, pursuant to resolution or ordinance of Council, to the said Kingan Provision Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall, at the expiration of said six months, forthwith, remove the said vault and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said vault, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the Kingan Provision Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company with its corporate seal attached.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 541.

No. 334

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract of lease with John W. Bulger for a certain portion of the Duquesne Wharf, First Ward, Pittsburgh, Pa., and fixing the terms and rentals thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized, in the name of the City of Pittsburgh, to enter into a contract of lease leasing and letting to John W. Bulger, the following described portion of Duquesne Wharf, First Ward, Pittsburgh, Pa., more particularly described as follows:

All that certain parcel of ground situate on the Duquesne Wharf in the First Ward of the City of Pittsburgh, etc., bounded and described as follows, to-wit:—

Beginning at a point 37 feet 6 inches westwardly from the railroad abutment on the west side of 6th street and 4 feet northwardly from the present northern curb line of Duquesne way; thence extending westwardly and parallel with the said curb line a distance of 32 feet to a point; thence northwardly and at right angles to the said last line 4 feet 6 inches to a point; thence eastwardly and

Section 8. That any ordinance or parallel with the aforesaid curb line 9 feet 6 inches to a point; thence northwardly and at right angles to the last described line 2 feet to a point; thence eastwardly and parallel with the aforesaid curb line 22 feet 6 inches to a point; thence southwardly and at right angles with last described line 6 feet 6 inches to the place of beginning. Containing 189.0 square feet.

Section 2. The said lease shall be for a term of ten (10) years and shall provide for the payment to the City Treasurer of an annual rental of \$300.00 payable in equal quarterly installments during the whole term.

Section 3. Said lease shall give the lessee the right to erect a building on said premises which shall cost not less than \$1000.00, and which shall be used exclusively by the lessee as a store for the sale of fruit, confectionery, tobacco and the like.

Section 4. Said lease shall provide that the plans and specifications for said building shall be submitted to and be approved by the Director of the Department of Public Works and shall be built in accordance with said plans and specifications.

Section 5. Said lease shall provide that at the end of the term or at the termination of this lease, the building to be erected on said site shall become the property of the City of Pittsburgh.

Section 6. Said lease shall be given under authority of the general powers of the City of Pittsburgh over said premises and particularly subject to the terms and conditions of an Act of the General Assembly of Pennsylvania entitled, "An Act empowering cities of the second class, under certain conditions, to lease streets or highways along navigable streams or streets or highways created by an Act of Assembly to private persons for a limited time."

Section 7. The said lease shall contain such other terms and provisions, as the Mayor and Director of Public Works shall deem necessary to protect the interests of the City in the premises and to carry out the intent and purposes of this leasing.

Section 8. The contract or lease shall be submitted to the Finance Committee of Council for approval before execution.

Section 9. It is understood and agreed that John W. Bulger shall have the right to cancel this lease at the end of any year during the term by giving to the City 60 days' prior notice in writing of his intention so to do. And the City of Pittsburgh shall have the right to cancel the said lease at the end of any year during the term by giving the said John W. Bulger 60 days' written notice of its intention so to do, through its proper officers, or by resolution or ordinance or council.

Section 10. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 13, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 442.

No. 335

AN ORDINANCE—Appropriating and setting aside from the proceeds of Water Bonds, Series "A" 1919 the sum of Seventy-five Thousand (\$75,000.00) Dollars for the payment of Engineering, Mechanical and other services in the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of Water Bonds, Series "A" 1919, the sum of Seventy-five Thousand (\$75,000.00) Dollars for the purpose of paying the salaries and wages required for Engineering, Mechanical and other services performed by the employees of the Bureau of Water, Department of Public Works, in the improvement of and extension of water system, installation of meters, etc., in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as No. 203-A, Salaries and Wages.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 544.

No. 336

AN ORDINANCE—Amending Section 60, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compen-

sation thereof", which became a law January 2nd, 1920 and which was amended by ordinance No. 472, which became a law January 3rd, 1921, so as to properly grade a certain position in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 60, Department of Public Works, Bureau of Engineering, of Ordinance No. 434, entitled, "An ordinance fixing the number of officers and employees of all Departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 2nd, 1920, and which was amended by ordinance No. 472, which became a law January 3rd, 1921, which reads as follows:

Section 60, Department of Public Works, Divisions of Parks and Playgrounds, Line 3, Division Engineer.....
\$3600.00 Per Annum.

be amended to read:

"Section 60, Department of Public Works, Division of Parks and Playgrounds, Line 3, Assistant Chief Engineer.....\$3600.00 Per Annum.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 545.

No. 337

AN ORDINANCE—Amending Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of an ordinance entitled, "An ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 2nd, 1920, and the amendments approved January 3rd, 1921, and June 1st, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* that portion of Section 59, Department of Public Works, Bureau of Engineering, Division of Streets, of an ordinance entitled, "An ordinance fix-

ing the number of officers and employees of all departments of the City of Pittsburgh and the rate of compensation thereof," which became a law January 2nd, 1920, and as amended by ordinance approved January 3rd, 1921, and June 1st, 1921, which reads:

"Six (6) Assistant Engineers.....
\$2544.00 each per annum"
shall be and the same is hereby amended to read as follows:

"Four (4) Assistant Engineers.....
\$2544.00 each per annum"

"Two (2) Senior Assistant Engineers
\$2544.00 each per annum"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 545.

No. 338

AN ORDINANCE—Changing the width and position of the sidewalks and roadway on Beaver avenue, from Sheffield street to Juniata street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway on Beaver avenue, from Sheffield street to Juniata street be changed as follows, to-wit:—

The sidewalks shall have a uniform width of 9.0 feet and shall lie along and be parallel to their respective building lines.

The roadway shall have a uniform width of 32.0 feet and shall occupy the central portion of the street between the lines of the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 546.

No. 339

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Carson street west, from

the south approach to the Smithfield street Bridge to the south approach to the Point Bridge.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway of Carson street west, from the south approach to the Smithfield Street Bridge to the south approach to the Point Bridge, shall be and the same are hereby fixed as follows, to-wit:

The NORTHERLY sidewalk shall have a uniform width of ten (10') feet and shall lie along and parallel the northerly line of the Street.

The SOUTHERLY sidewalk shall have a uniform width of six (6') feet and shall lie along and parallel the southerly line of the Street.

The ROADWAY shall have a uniform width of thirty-four (34') feet and shall occupy that portion of the Street lying between the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 547.

No. 340

AN ORDINANCE—Authorizing and directing the Grading, regrading, paving, repaving, and otherwise improving to the re-established lines and re-established grades of DIAMOND STREET, from Smithfield Street to Grant Street. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* DIAMOND STREET, from Smithfield Street to Grant Street, be graded, regraded, paved, repaved, and otherwise improved to the re-established lines and re-established grades.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and di-

rected to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, regrading, paving, repaving, and otherwise improving to the re-established lines and re-established grades, of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices; if let in separate contracts, not to exceed the total sum of Twenty-two Thousand \$22,000.00 Dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 547.

No. 341

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Damas Street from Rockledge Street to Bader Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That DAMAS STREET from Rockledge Street to Bader Street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, pav-

ing and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Forty-eight Hundred (\$4,800.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 548.

No. 342

AN ORDINANCE—Authorizing and directing the Grading, Paving and curbing of Geneva street, from Forty-fourth street to Forty-fifth street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Geneva street, from Forty-fourth Street to Forty-fifth Street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Seven thousand (\$7,000.00) dollars, which is the estimate of the whole

cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 549.

No. 343

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Melwood street, from Denver street to the first angle distant about 777 feet northwardly therefrom and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Melwood street, from Denver street to the first angle distant about 777 feet northwardly therefrom, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Fifteen thousand (\$15,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 550.

No. 344

AN ORDINANCE — Authorizing and directing the grading, paving and curbing of Mission street, from Barry street to the present pavement at a point 218.82' Westwardly therefrom, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Mission street, from Barry street to the present pavement at a point 218.82' Westwardly therefrom, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Forty-eight hundred (\$4,800.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accord-

ance with the provisions of the Acts of Assembly of the Commonwealth, of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 550.

No. 345

AN ORDINANCE—Authorizing and directing the Grading, to a width of 40 feet, paving and curbing of Oberlin street, from Lemington avenue to Sprague street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Oberlin street, from Lemington avenue to Sprague street, be graded to a width of 40 feet, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 40 feet, paving and curbing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Forty thousand dollars (\$40,000.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed July 18, 1921.

Approved July 23, 1921.

Ordinance Book 32, Page 551.

No. 346

AN ORDINANCE—Locating the Boulevard of the Allies, in the 1st and 4th wards of the City of Pittsburgh, between Grant street at Second avenue and Craft avenue, to a variable width, placing same on the general plans of streets and ways in the said City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Boulevard of the Allies, in the 1st and 4th wards of the City of Pittsburgh, between Grant Street at Second avenue and Craft avenue, be located to a variable width along the following described lines:

The following described survey line of the Boulevard of the Allies shall be used as a basis for locating the southerly and northerly lines thereof.

Beginning at the intersection of the westerly five foot survey line of Grant street and the southerly 43. foot survey line of Second avenue, said point of beginning being Station 0+00; thence extending along the said southerly survey line of Second Avenue S. 60° 01' 40" E. to Ross street; thence continuing S. 60° 01' 40" E. and along the present southerly 13. foot survey line of Second Avenue east of Ross street to Station 7+44.04; thence S. 64° 52' 50" E. to a point of curve at Station 18+82.24; thence by the arc of a circle with a radius of 992.00 feet and a central angle of 20° 34' 40" to a point of tangent at Station 22+38.52; thence S. 85° 27' 30" E. to a point of curve at Station 27+25.52; thence deflecting to the left by the arc of a circle with a radius of 1992.00 feet and a central angle of 5° 31' 00" to a point of tangent at Station 29+17.32; thence N. 89° 01' 30" E. to a point of curve at Station 32+22.37; thence deflecting to the left by the arc of a circle with a radius of 1000.00 feet and a central angle of 12° 00' to a point of tangent at Station 34+31.81;

thence N. 77° 01' 30" E. to a point of curve at Station 35+01.51; thence deflecting to the right by the arc of a circle with a radius of 1000.00 feet and a central angle of 7° 11' 10" to a point of tangent at Station 36+26.93; thence N. 84° 12' 40" E., to an angle at Station 52+39.77; thence N. 85° 58' 10" E., to a point of curve at Station 66+65.93; thence deflecting to the left by the arc of a circle with a radius of 1050.00 feet and a central angle of 3° 52' 40" to a point of tangent at Station 67+36.99; thence N. 82° 06' 30" E., to a point of curve at Station 73+25.90; thence deflecting to the right by the arc of a circle with a radius of 571.14 feet and a central angle of 34° 52' 00" to a point of tangent at Station 76+73.46; said point of tangent being at a point on the present southerly 12.00 foot survey line of Forbes Street 333.70 feet eastwardly from the easterly line of Brady street produced.

The SOUTHERLY street line of the said Boulevard shall be parallel to and at a perpendicular distance of 5 feet southwardly from the described survey line from Station 0+74.93 to Station 3+88.59 and shall be parallel to and at a perpendicular distance of 5.50 feet southwardly from the described line from Station 3+88.59 to Station 4+58.65 on the described survey line and at a perpendicular distance of 8.00 feet southwardly from the above described survey line from Station 4+58.65 to Station 66+65.93; and at a variable distance southwardly from the survey line to Station 67+66.23; and shall be parallel to and at a perpendicular distance of 10.00 feet southwardly from the survey line to Station 73+25.90; and at a variable distance southwardly from the survey line to Station 76+73.46; thence coinciding with the present southerly line of Forbes street to Craft avenue.

The NORTHERLY street line of the said Boulevard shall be parallel to and at a perpendicular distance of 39 feet northwardly from the described survey line from Station 0+75.67 to Station 3+87.73 and at a perpendicular distance of 39.50 feet northwardly from the described survey line at Station 3+87.73 to a perpendicular distance of 42.50 feet northwardly from the described survey line at Station 4+58.65; and shall be parallel to and at a perpendicular distance of 42 feet northwardly from the described survey line from Station 4+58.65 to Station 7+36.34; and shall be parallel to and at a perpendicular distance of

42.50 feet northwardly to Station 32+22.37; thence it shall coincide with the northerly line of Bluff Street to Gist street; thence parallel to and at a perpendicular distance of 50.00 feet northwardly from the survey line to Station 57+09.88; thence at a variable distance northwardly from the survey line to Station 61+29.20; thence parallel to and at a perpendicular distance of 50.00 feet northwardly from the survey line to the easterly line of Brady street; thence parallel to and at a perpendicular distance of 43.00 feet northwardly from the survey line to Station 76+73.46; thence coinciding with the present northerly line of Forbes street to Craft avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 26, 1921.

Approved July 27, 1921.

Ordinance Book 32, Page 552.

No. 347

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Beechwood Boulevard, from Penn avenue to Fifth avenue, and providing that the costs, damages and expense of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Beechwood Boulevard, from Penn avenue to Fifth avenue, be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Thirty-three thousand (\$33,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 554.

No. 348

AN ORDINANCE—Authorizing and directing the Grading, Paving and Curbing of Pemberton street, from Wapello street to Wickshire street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the City Clerk that a majority of property owners in interest and number abutting upon the line of Pemberton street, between Wapello street and Wickshire street, having petitioned the Council of the City of Pittsburgh to enact an ordinance for the Grading, Paving and Curbing of the same, Therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Pemberton street, from Wapello street to Wickshire street, be graded, paved and, curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Fourteen thousand (\$14,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 554.

No. 349

AN ORDINANCE — Authorizing the Pennsylvania Railroad Company, its successors and assigns, the right to construct, maintain and operate a certain railroad track across Twenty-First street, between Railroad street and Smallman street, 2nd ward, City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the said Pennsylvania Railroad Co., its successors and assigns may, at its own cost and expense, construct, maintain and operate a track on and across Twenty-first street, the center line of which will be 63 feet south from the northeast corner of Twenty-first street, and Railroad street, measured along the easterly line of Twenty-first street, and 79 feet south of the northwest corner of Twenty-first street and Railroad street, measured along the westerly line of Twenty-first street.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. 172, Folder A, in the files of the Division of Public Utilities, Bureau of Highways and sewers, Department of Public Works, entitled "Proposed Connection For Produce Station Side Track at Twenty-first street, 2nd ward, City of Pittsburgh."

Section 2. The said The Pennsylvania Railroad Company, prior to beginning the construction of said track, shall submit to the Director of the Department of Public Works of the said City, a complete set of plans in triplicate showing the location and

all details of construction of the said track, and said plans and the construction of said track shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City Streets and to the ordinance of the City of Pittsburgh relating thereto, aid to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City Streets AND COMPENSATION FOR THE SAME.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said tracks upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said The Pennsylvania Railroad Company, its successors and assigns, to that effect; and that the said grantee when so notified shall, at the expiration of said six months, forthwith, remove the said track and replace the street to its original condition at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to-wit: This ordinance shall become null and void unless within sixty (60) days after

the passage and approval of this ordinance, the Pennsylvania Railroad Company shall file with the City Controller, its certificate of acceptance of this ordinance, said certificate of acceptance of this ordinance, to be executed by the Vice President and Asst. Secretary of the Pennsylvania Railroad Company with its corporate seal attached.

Section 8. It is hereby understood and agreed that neither the purpose, nor the intent, nor the obligation of this ordinance, if and when approved by the Public Service Commission of the Commonwealth of Pennsylvania, is such as to impair or in anywise effect the exercise by said commission of any of the powers vested in said commission by the Public Service Company Law, approved July 26, 1913.

Section 9. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 555.

No. 350

AN ORDINANCE—Appropriating and setting aside from the proceeds of Negley Run Sewer Bonds, Bond Fund Appropriation No. 215, an additional sum of \$10,000.00, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Negley Run Sewer Bonds, Bond Fund Appropriation No. 215, the additional sum of Ten thousand (\$10,000.00) dollars, for the purpose of paying the Engineering expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services, required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 215-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 557.

No. 351

AN ORDINANCE—Appropriating and setting aside from the proceeds of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, an additional sum of \$10,000.00, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, an additional sum of ten thousand dollars (\$10,000.00- for the purpose of paying the Engineering Expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous Services, required for engineering and other services performed by the employes of the Bureau of Engineering, Department of Public Works, in the prosecution of work contemplated in the ordinances authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 218-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book, 32, Page 558.

No. 352

AN ORDINANCE—Appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, an additional sum of \$20,000.00, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, the additional sum of twenty thousand (\$20,000.00) dollars for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services required for engineering and other services performed by the employes of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 214-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 558.

No. 353

AN ORDINANCE — Authorizing the directing the Mayor and the Director of the Department of Public Works to advertise for proposals and award a contract or contracts for the construction of a swimming pool at, and otherwise improving of, Troy Hill Playground, and authorizing the setting aside of \$25,000.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, appropriation 201, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and award a contract or contracts to the lowest responsible bidder or bidders for the construction of a swimming pool at, and otherwise improving of, Troy Hill Playground for a sum not to exceed \$25,000.00, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said city.

Section 2. That for the payment of the cost thereof, the sum of \$25,000.00, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Playground Improvement Bonds, 1919, appropriation 201, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 559.

No. 354

AN ORDINANCE—Authorizing and directing the Mayor and the Director of Public Works to advertise for proposals and to award a contract or contracts for making repairs to the McFarren Avenue Bridge, over Nine Mile Run, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for making repairs to the

McFarren Avenue Bridge, over Nine Mile Run, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the costs thereof the sum of fifteen hundred (\$15,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 560.

No. 355

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on certain streets and private properties in the Homewood District of the Negley Run Drainage Basin; descurbing the same and authorizing the setting aside of the sum of eighty-six thousand (\$86,000.00) dollars, from the proceeds of the Negley Run Sewer Bonds, Series B, Bond Fund Appropriation No. 215, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on certain streets and private properties in the Homewood District of the Negley Run Drainage Basin. Commencing on Hermitage Street at

Sterrett Street, thence westwardly along Hermitage Street to Lang Avenue, thence northwardly along Lang Avenue to Kedron Street, thence westwardly along Kedron Street to the private property of the Board of Public Education, thence westwardly and southwestwardly on, over, across and through the private property of the Board of Public Education to the private property of George Finley, thence continuing southwestwardly on, over, across and through the private property of George Finley to the existing 7'8" x 8'0" sewer on the private property of the said George Finley. Said relief sewer to be constructed in accordance with Plan Accession Nos. D-3141 to 3143 inclusive, on file in the Bureau of Engineering, Department of Public Works. The said contract or contracts to be awarded for a sum not to exceed eighty-six thousand (\$86,000.00) dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of this work in accordance with the laws and ordinances governing said city.

Section 2. That for the payment of the cost thereof, the sum of eighty-six thousand (\$86,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of the Negley Run Sewer Bonds, Series B, Bond Fund Appropriation No. 215, and the Mayor and the City Controller are hereby authorized and directed to respectively issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 561.

No. 356

AN ORDINANCE—Establishing the grade of Valonia street, from Ramona street to Attica street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the grade of the west curb line of Valonia street, from Ramona street to Attica street, be and the same is hereby established as follows, to-wit:

Beginning on the southerly line of Ramona Street at an elevation of 374.16 feet; thence falling at the rate of 17.50 feet per 100 feet for a distance of 370.00 feet to a point of curve on the southerly line of Navajo Way to an elevation of 309.41 feet; thence by a concave parabolic curve for a distance of 109.08 feet to a point of tangent on the northerly line of Lorenz Avenue to an elevation of 294.42 feet; thence falling at the rate of 7.00 feet per 100 feet for the distance of 12.00 feet to the northerly curb line of Lorenz Avenue to an elevation of 293.58 feet; thence rising for the distance of 36.00 feet to the southerly curb line of Lorenz Avenue to an elevation of 293.90 feet; thence rising at the rate of 7.00 feet per 100 feet for the distance of 12.00 feet to the southerly line of Lorenz Avenue to an elevation of 294.74 feet; thence rising at the rate of 12.15 feet per 100 feet for the distance of 100 feet to the northerly line of Parnassus way to an elevation of 306.89 feet; thence rising at the rate of 7.00 feet per 100 feet for the distance of 20.00 feet to the southerly line of Parnassus way to an elevation of 308.29 feet; thence rising at the rate of 19.70 feet per 100 feet for the distance of 301.00 feet to the northerly line of Marlow street to an elevation of 367.59 feet; thence rising at the rate of 7.00 feet per 100 feet for the distance of 9.00 feet to the northerly curb line of Marlow street to an elevation of 368.22 feet; thence level for the distance of 22.00 feet to the southerly curb line of Marlow street; thence rising at the rate of 7.00 feet per 100 feet for the distance of 80.44 feet to a point of curve to an elevation of 373.85 feet; thence by a convex parabolic curve for the distance of 80.00 feet to a point of tangent to an elevation of 372.25 feet; thence falling at the rate of 11.00 feet per 100 feet for the distance of 69.56 feet to the northerly line of Fairview Avenue to an elevation of 364.60 feet; thence falling at the rate of 7.00 feet per 100 feet for the distance of 9.00 feet to the northerly curb line of Fairview Avenue to an elevation of 363.97 feet; thence level for the distance of 22.00 feet to the southerly curb line of Fairview Avenue; thence falling at the rate of 7.00 feet per 100 feet for the distance of 9.00 feet to the southerly building line of Fairview Avenue to

an elevation of 363.34 feet; thence falling at the rate of 5.00 feet per 100 feet for the distance of 250.00 feet to the northerly line of Attica street to an elevation of 350.84 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 25, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 562.

No. 357

AN ORDINANCE—Fixing the position of the southerly curb line of the Boulevard of the Allies, from Grant street to a point 333.7 feet east of Brady street, and establishing and re-establishing the grade thereof, from Grant street to Craft avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the position of the southerly curb line of the Boulevard of the Allies, from Grant street to Craft avenue, be and the same is hereby fixed as follows, to wit:

Beginning at a point perpendicularly opposite and 3 feet southwardly from Station 0+74.96 on the survey line as described in the location ordinance entitled "An ordinance locating the Boulevard of the Allies, in the 1st and 4th wards of the City of Pittsburgh, between Grant street at Second avenue and Craft avenue, to a variable width, placing same on the general plans of streets and ways in the said City of Pittsburgh", thence South 60° 01' 40" E., and parallel to the said survey line to Station 3+88.59; thence S. 62° 28' 47" E., to Station 4+58.65 on the said survey line; and from said station 4+58.65 the said curb line shall coincide with the said survey line to Station 76+73.46, said Station 76+73.46 being distant 333.7 feet East of the easterly line of Brady street produced.

Section 2. The grade of the southerly curb line shall begin at Station 0+74.96 at the elevation of 59.63 feet; thence rising at the rate of 5% to a point of curve at Station 7+11.93 to the elevation of 91.48 feet; thence by a convex parabolic curve to a point

of tangent at Station 7+51.93 to an elevation of 93.22 feet; thence rising at the rate of 3.7% to Station 18+82.24 to the elevation of 135.04 feet; thence rising at the rate of 3.55% to Station 23+28.52 to an elevation of 147.69 feet; thence rising at the rate of 3.7% to Station 27+25.52 to an elevation of 165.71 feet; thence rising at the rate of 3.62% to Station 29+17.32 to an elevation of 172.66 feet; thence rising at the rate of 3.7% to a point of curve at Station 33+35.37 to the elevation of 188.13 feet; thence by a convex parabolic curve to a point of tangent at Station 33+95.37 to the elevation of 188.5 feet; thence by the present grade of Bluff street to Station 53+41.69 to the elevation of 137.72 feet; thence falling at the rate of 0.75% to a point of curve at Station 59+56.66 to the elevation of 133.11 feet; thence by a convex parabolic curve to a point of tangent at Station 60+16.66 to the elevation of 132.26 feet; thence falling at the rate of 2.08% to Station 66+65.93 to the elevation of 118.76 feet; thence falling at the rate of 2% to Station 67+36.99 to the elevation of 117.34 feet; thence falling at the rate of 2.08% to a point of curve at Station 73+05.90 to the elevation of 105.50 feet; thence by a concave parabolic curve to a point of tangent to Station 73+45.90 to the elevation of 104.83 feet; thence falling at the rate of 1.264% to Station 76+73.46 to the elevation 100.62 feet; thence falling at the rate of 1.20% to a point of curve at Station 77+68.04 to the elevation 99.48 feet; thence by a concave parabolic curve to a point of tangent at Station 78+08.04 to the elevation 99.52 feet; thence to Craft avenue by the present grade of Forbes street.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 27, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 563.

No. 358

AN ORDINANCE—Changing the name of Bluff street, in the first ward, between a point 184.39 feet west of Stevenson street and Gist street, to "The Boulevard of the Allies".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the name of Bluff street, in the First Ward, between a point 184.39 feet west of Stevenson street and Gist street, be and the same is hereby changed to "The Boulevard of the Allies".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 27, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 564.

No. 359

AN ORDINANCE—Changing the name of Forbes street, in the 4th ward, between a point 593.03 feet east of Brady street and Craft avenue, to "The Boulevard of the Allies".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the name of Forbes street, in the Fourth ward, between a point 593.03 feet east of Brady street (measured along the present southerly line of Forbes street) and Craft avenue, be and the same is hereby changed to "The Boulevard of the Allies".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 27, 1921.

Approved July 28, 1921.

Ordinance Book 32, Page 564.

No. 360

AN ORDINANCE—Authorizing and directing the Grading to a width of 40 feet, Paving and Curbing of Reed street, from Overhill street to Lombard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Whereas, it appears by the petition and affidavit on file in the office of the

City Clerk, that a majority of property owners in interest and number abutting upon the line of Reed street between Overhill street and Lombard street have petition, the Council of the City of Pittsburgh to enact an ordinance for the grading to a width of 40 feet, paving and curbing of the same, Therefore

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Reed street from Overhill street to Lombard street, be graded to a width of 40 feet, paved and curbed. The center line of said grading to coincide with the center line of the street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 40 ft, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Seventeen thousand (\$17,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 565.

No. 361

AN ORDINANCE—Authorizing and directing the grading, paving and Curbing of Winslow street, from Paul-

son avenue to Winfield street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Winslow street from Paulson avenue to Winfield street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Sixty-five hundred (\$6,500.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 566.

No. 362

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Mohler street, from Wheeler street to Ferndale street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Mohler street, from Wheeler street to Ferndale street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Fifty thousand (\$50,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 567.

No. 363

AN ORDINANCE—Locating Forbes street at the width of eighty (80.0) feet, from Murray avenue to Shady avenue, in the Fourteenth ward, by revising the lines thereof and including Forbes street, a street having a width of seventy (70.0) feet, so that the street as located shall be included within the street lines as hereinafter described.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Forbes street from Murray avenue to Shady avenue in the Fourteenth ward, shall be located at the width of eighty (80.0) feet by revising the lines thereof and including Forbes street, as at present opened to the width of seventy (70.0) feet, so that the street as located shall be included within the following described street lines:

The southerly line shall begin at the intersection of the easterly line of Murray avenue with the southerly line of Forbes street, as now opened thence extending in an easterly direction along the said southerly line of Forbes street as now opened to Shady avenue.

The northerly line shall begin on the easterly line of Murray avenue at the distance of 16.01 feet northwardly from the northerly line of Forbes street, as now opened; thence extending in an easterly direction parallel to and eighty (80.0) feet northwardly from the above described southerly line to Shady avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 567.

No. 364

AN ORDINANCE—Appropriating and setting aside from the proceeds of Street Improvement Bonds, Series "C", Bond Fund Appropriation No. 194, the sum of Five thousand (\$5,000.00) Dollars for the payment of Engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, entailed in the prosecution of the improvement of Brownsville avenue from Warrington avenue to Carson street east.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the sum of Five thousand (\$5,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set aside and appropriated from the proceeds received from the sale of Street Improvement Bonds, Series "C", Bond Appropriation No. 194, for the purpose of paying the cost of engineering expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services entailed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the improvement of Brownsville avenue from Warrington avenue to Carson street east.

Section 2. That said appropriation shall be known and designated as Bond Fund No. 194-D, Engineering

Expenses, Salaries, Wages, Supplies, Materials, Equipment, and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 568.

No. 365

AN ORDINANCE—Appropriating and setting aside from the proceeds of Water Bonds, Series "A" 1919, the sum of One hundred twenty-five thousand dollars (\$125,000.00) for the payment of Miscellaneous Services, Supplies, Materials, Repairs and Equipment furnished to the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That there is hereby appropriated and set aside from the proceeds received from the sale of Water Bonds, Series "A" 1919, the sum of One hundred twenty-five thousand dollars (\$125,000.00) for the purpose of paying for Miscellaneous Services, Supplies, Materials, Repairs and Equipment furnished to the Bureau of Water, Department of Public Works, in the improvements of and extension of Water System, installation of meters, etc., in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as No. 203-C, Miscellaneous Services, Supplies, Materials, Repairs and Equipment.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 569.

No. 366

AN ORDINANCE Providing for the advertising for proposals and the letting of a contract for the installation

of a new 15-Ton Auto Truck Scale in the freight yards of the Pennsylvania Railroad Company at 17th Street, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized, empowered and directed to advertise for proposals and to let a contract or contracts to the lowest responsible bidder or bidders for the installation of one Fifteen (15) Ton Auto Truck Scale in the freight yards of the Pennsylvania Railroad Company, said scale to be installed at the site selected by the Pennsylvania Railroad Company in accordance with plan filed in the office of the Department of Public Works, the cost thereof not to exceed the sum of Fifteen hundred (\$1500.00) dollars, and to be paid from Code Account 1712-G—Bureau of City Property.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 570.

No. 367

AN ORDINANCE—Providing for the letting of a contract for furnishing one (1) Triple Combination Auto Propelled Gasoline Fire Apparatus for the Bureau of Fire.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and let a contract to the lowest responsible bidder or bidders for furnishing one (1) Tripple Combination Auto Propelled Gasoline Fire Apparatus for the Bureau of Fire, in accordance with the provisions of an Act of Assembly entitled "An Act for the government of cities of the second class", approved the 7th day of March, A. D., 1901, and the various supplements and amendments thereto and the ordinances of City Council in such cases made and provided, the

cost thereof not to exceed the sum of \$11,500.00, and to be charged to Code Account No. 1468, Item F. Equipment & Machinery, Bureau of Fire.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 570.

No. 368

AN ORDINANCE—Providing for the letting of a contract or contracts for the furnishing of one (1) automobile for the Department of Public Works, Bureau of Parks.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals to let a contract or contracts for the furnishing of one (1) automobile for the Department of Public Works, for use of the Superintendent of Bureau of Parks, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinance of City Council in such cases made and provided; the cost thereof not to exceed the sum of Eighteen hundred (\$1800.00) dollars and including the exchange of one (1) old machine now in use, same to be chargeable to and payable from code account No. 1802, Equipment, Bureau of Parks.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 571.

No. 369

AN ORDINANCE—Repealing ordinance No. 234, entitled, "An ordinance widening Brownsville avenue in the 18th and 19th wards of the City

of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington avenue and a point 23.02 feet west of the first angle east of William street hereinafter designated and described as portions A, B, C, D, and E, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby", approved July 23, 1919.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 234, entitled, "An Ordinance widening Brownsville avenue in the 18th and 19th wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington avenue and a point 23.02 feet west of the first angle east of William street hereinafter designated and described as portions A, B, C, D and E, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby", approved July 23, 1919, and recorded in Ordinance Book No. 30, Page 394, be and the same is hereby repealed.*

Section 2. *That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.*

Passed July 28, 1921.

Approved August 3, 1921.

Ordinance Book 32, Page 571.

No. 370

AN ORDINANCE—Re-establishing the grade of Carson street west, from the south approach to the Smithfield street bridge to a point 800 feet west therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the north curb line of Carson street west, from the south approach to the Smithfield street bridge to a point 800 feet west therefrom, be and the same is hereby re-established as follows, to-wit:*

Beginning on the westerly curb line of the south approach of the Smithfield street bridge at an elevation of 41.52 feet (curb as set); thence falling at a rate of 2.08 feet per 100

feet for a distance of 140 feet to a point to an elevation of 38.61 feet; thence falling at a rate of 0.50 feet per 100 feet for a distance of 97 feet to a point to an elevation of 38.12 feet; thence falling at a rate of 1.39 feet per 100 feet for a distance of 120 feet to a point of curve to an elevation 36.45 feet thence by a concave parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 36.27 feet; thence rising at a rate of 0.50 feet per 100 feet for a distance of 236 feet to a point to an elevation of 37.45 feet; thence falling at a rate of 0.50 feet per 100 feet for a distance of 167 feet to a point to an elevation of 36.61 feet (curb as set).

Section 2. *That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.*

Passed July 28, 1921.

Approved August 3, 1921:

Ordinance Book 32, Page 572.

No. 371

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Brownsville avenue, from Warrington avenue to Carson street East; establishing and re-establishing the grade of the sidewalks and roadway and providing for the sloping and parking of the portions of said Brownsville avenue lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the widths and position of the sidewalks and roadway and the grade of the northerly curb line of Brownsville avenue, from Warrington avenue to Carson street East, shall be and the same are hereby fixed and established and re-established as follows, to-wit:—*

The following described survey line shall be used as a basis for fixing the position of the sidewalks and roadway.

Beginning at a point on the southerly five foot survey line of Warrington avenue produced south 85° 58' east 21.20 feet from the monument at the intersection of the said southerly five foot survey line of Warrington

avenue and the westerly five foot survey line of Arlington avenue, said point of beginning shall be known as Station 0+00; thence by the following four courses parallel to and 8.0 feet westwardly from the northerly line of the street, North 52° 56' 40" east 386.09 feet to Station 3+36.09; thence north 61° 32' 40" east 201.69 feet to Station 5+37.78; thence north 66° 19' 40" east 544.62 feet to a curve at Station 10+82.40; thence deflecting to the left by the arc of a circle having a radius of 502.10 feet and a central angle of 30° 00' 00" for the distance of 262.90 feet to a point of compound curve at Station 13+45.30; thence continuing to deflect to the left by the arc of a circle having a radius of 213.11 feet and a central angle of 133° 28' 20" for the distance of 496.44 feet to a point of tangent at Station 18+41.74; thence by the tangent south 82° 51' 20" west 7.12 feet to a point of curve at Station 18+48.86; thence deflecting to the right by the arc of a circle having a radius of 272.47 feet and a central angle of 80° 14' 00" for the distance of 381.69 feet to a point of reverse curve at Station 20+30.55; thence deflecting to the left by the arc of a circle having a radius of 315.57 feet and a central angle of 29° 45' 20" for the distance of 163.89 feet to a point of tangent at Station 23+94.44; thence north 46° 40' 00" west parallel to and 8.0 feet southwardly from the northerly line of the street for the distance of 255.58 feet to a point of curve at Station 26+50.02; thence deflecting to the left by the arc of a circle having a radius of 1716.90 feet and a central angle of 6° 44' 00" for the distance of 201.77 feet to a point of tangent at Station 28+51.79; thence by the tangent north 53° 24' west parallel to and 8.0 feet southwardly from the northerly line of the street for the distance of 21.53 feet to a point of curve at Station 28+73.32; thence deflecting to the left by the arc of a circle having a radius of 294.41 feet and a central angle of 42° 42' for the distance of 219.41 feet to a point of reverse curve at Station 30+92.73; thence deflecting to the right by the arc of a circle having a radius of 248.01 feet and a central angle of 82° 49' 07" for the distance of 358.49 feet to a point of reverse curve at Station 34+51.22; thence deflecting to the left by the arc of a circle having a radius of 205.15 feet and a central angle of 39° 55' 07" for the distance of 142.93 feet to a point of tangent at Station 35+94.15; thence by the tangent north 53° 11' 40" west

parallel to and 8.0 feet southwardly from the northerly line of the street for the distance of 73.17 feet to a point of curve at Station 36+07.32; thence deflecting to the left by the arc of a circle having a radius of 721.25 feet and a central angle of 16° 09' 40" for the distance of 203.47 feet to a point of tangent at Station 38+70.79; thence by the tangent north 69° 21' 30" west parallel to and 8.0 feet southwardly from the northerly line of the street for the distance of 139.60 feet to a point of curve at Station 40+10.69; thence deflecting to the right by the arc of a circle having a radius of 609.99 feet and a central angle of 27° 59' 00" for the distance of 297.92 feet to a point of tangent at Station 43+08.61; thence by the following five courses parallel to and 8.0 feet southwardly from the northerly line of the street; north 41° 22' 20" west 146.78 feet to Station 44+55.39; north 48° 27' 20" west 261.98 feet to Station 48+17.37; north 60° 58' 20" west 173.40 feet to Station 49+90.77; north 48° 22' 20" west 105.70 feet to Station 50+96.47; north 29° 29' 40" west 129.93 feet to Station 52+26.40; thence north 51° 07' west parallel to and 40.0 feet northwardly from the southerly line of the street for the distance of 668.79 feet to Station 58+95.19; thence north 38° 08' 40" west for the distance of 255.38 feet to a point on the northerly five foot survey line of Carson street East, distant north 54° 29' 20" west 170.48 feet from the monument on the said northerly five foot survey line at the first angle west of South First street.

The northerly curb line, from War-rington avenue to Carson street East shall coincide with the survey line as above described.

The southerly curb line, from War-rington avenue to Station 10+45.06 shall be parallel to and 8.0 feet southwardly from the survey line as above described; thence deflecting to the left by the arc of a circle having a radius of 530.73 feet and a central angle of 30° 00' 00" for the distance of 277.89 feet to a point of compound curve opposite Station 18+45.30; thence deflecting to the left by the arc of a circle having a radius of 167.11 feet and a central angle of 133° 28' 20" for the distance of 389.29 feet to a point of reverse curve opposite Station 18+41.74; thence deflecting to the right by the arc of a circle having a radius of 319.80 feet and a central angle of 80° 14' for the distance of 447.92

feet to a point of reverse curve opposite Station 22+30.55; thence deflecting to the left by the arc of a circle having a radius of 305.93 feet and a central angle of 29° 45' 20" for the distance of 158.88 feet to a point of tangent opposite Station 24+09.50; thence parallel to and 36.0 feet southwardly from the above described survey line to a point of curve opposite Station 28+63.09; thence deflecting to the left by the arc of a circle having a radius of 269.50 feet and a central angle of 42° 42' 00" for the distance of 200.85 feet to point of reverse curve opposite Station 30+92.73; thence deflecting to the right by the arc of a circle having a radius of 282.01 feet and a central angle of 78° 27' 00" for the distance of 394.33 feet to a point of reverse curve; thence deflecting to the left by the arc of a circle having a radius of 300.0 feet and a central angle of 35° 33' 00" for the distance of 186.14 feet to a point of tangent opposite Station 36+45.22; thence parallel to and 36.0 feet southwardly from the above described survey line to a point opposite Station 52+26.40; thence parallel to and 34.0 feet southwardly from the above described survey line to a point opposite Station 58+95.19; thence parallel to and 36.0 feet southwardly from the above described survey line to Carson street East.

The northerly sidewalk, from Warrington avenue to Manor street, shall have a uniform width of 8.0 feet and shall lie along and parallel to the north curb line as above described and from Manor street to Carson street East it shall be of a variable width and occupy that portion of the street lying between the northerly curb line as above described and the northerly line of the street,

The southerly sidewalk, from Warrington avenue to the first angle east of Carson street East, shall have a uniform width of 6.0 feet and shall lie along and parallel the southerly curb line and from the first angle east of Carson street East to Carson street East it shall have a uniform width of 8.0 feet and shall lie along and parallel the southerly curb line as above described.

The roadway shall occupy that portion of the street which lies between the above described northerly and southerly curb lines.

The remainder of the street lying without the lines of the sidewalks

and roadway as above described shall be used for slopes, parking, etc.

The grade of the northerly curb line shall begin at the northerly curb line of Warrington avenue at an elevation of 433.82 feet; thence falling at the rate of 6.9 feet per 100 feet for the distance of 1286.52 feet to a point of curve to an elevation of 356.63 feet; thence by a concave parabolic curve for the distance of 200.0 feet to a point of tangent to an elevation of 347.13 feet; thence falling at the rate of 3.50 feet per 100 feet for the distance of 753.64 feet to a point of curve to an elevation of 320.75 feet; thence by a convex parabolic curve for the distance of 200.0 feet to a point of tangent to an elevation of 309.85 feet; thence falling at the rate of 7.40 feet per 100 feet for the distance of 633.38 feet to a point of curve to an elevation of 262.98 feet; thence by a concave parabolic curve for the distance of 200.00 feet to a point of tangent to an elevation of 250.33 feet; thence falling at the rate of 5.25 feet per 100 feet for the distance of 894.94 feet to a point of curve to an elevation of 203.35 feet; thence by a convex parabolic curve for the distance of 200.0 feet to a point of tangent to an elevation of 188.88 feet; thence falling at the rate of 9.22 feet per 100 feet for the distance of 1532.50 feet to a point of curve to an elevation of 47.59 feet; thence by a concave parabolic curve for the distance of 50.0 feet to a point of tangent to an elevation of 44.78 feet; thence falling at the rate of 2.0 feet per 100 feet for the distance of 32.62 feet to the southerly curb line of Carson street East to an elevation of 44.13 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 573.

No. 372

AN ORDINANCE—Accepting a donation by William Flinn of tract of land situate in the 11th Ward of the City of Pittsburgh.

Whereas, the Hon. William Flinn under date of June 7, 1921, tendered to the City of Pittsburgh for play-

ground and recreation purposes a tract of land of which the following is a description:

All that certain tract or parcel of land situate in the 11th Ward of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, and bounded and described as follows, to wit:

Beginning at the intersection of the easterly line of North St Clair street with the southerly line of Bunkerhill street; thence along the said southerly line of Bunkerhill street N. 61° 40' E., 242.44 feet to the westerly line of North Euclid avenue, thence along the said westerly line of North Euclid avenue S. 26° 36' 10" W., 290.94 feet to the northerly line of Bowden street; thence along said northerly line of Bowden street N. 61° 41' 50" W., 242.44 feet to the said easterly line of North St. Clair street; thence along said easterly line of North St. Clair street N. 26° 36' 10" E., 291.02 feet to the place of beginning, containing 1.619 acres.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the donation of the said tract of land by William Flinn be accepted and the proper officers of the City are authorized and directed to accept a deed for the same.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 576.

No. 373

AN ORDINANCE—Providing for the making of a contract or contracts for the relining of a portion of Highland Reservoir No. 2, in the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh be, and they are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible

bidder or bidders for the relining of a portion of Highland Reservoir No. 2, in the City of Pittsburgh, for a sum not to exceed Fifty-five thousand dollars (\$55,000.00), in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class", approved the seventh day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of \$55,000.00, or so much of the same as may be necessary shall be, and is hereby set apart and appropriated for the payment of payments required for the above mentioned work, and that the said amount or amounts shall be paid out of Appropriation No. 1765½, "Repairs—Highland Reservoir No. 2".

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 577.

No. 374

AN ORDINANCE—Making an emergency appropriation in the sum of \$55,000.00, or so much thereof as may be necessary to the Department of Public Works, Bureau of Water, for the purpose of providing funds to meet the cost of repairs to Highland Reservoir No. 2.

Whereas, Pursuant to Section 13 of the Act of May 31, 1911, it has been duly certified by the Mayor and the Controller of the City of Pittsburgh that there now exists an emergency arising out of the partial failure of the embankment at Highland Reservoir No. 2, and that it is necessary to provide funds to meet the cost of immediate repairs to said reservoir; and

Whereas, There is no existing appropriation from which these extraordinary expenditures can be paid; Now, Therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That from the revenue derived from taxes and other sources of income by the City of Pittsburgh during the present

fiscal year, there is hereby set apart and appropriated for the purpose above named, the sum of Fifty-five thousand dollars (\$55,000.00), Appropriation No. 1765½, "Repairs—Highland Reservoir No. 2", said appropriation to be expended in such amounts and for such specific purposes as may be directed by ordinance or resolution of Council.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 578.

No. 375

AN ORDINANCE—Authorizing and directing the regrading, repaving and otherwise improving of Crawford street, Mercer street, Manilla street and Peach way to the grades as re-established between Webster avenue and Gilmore street, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Crawford street, Mercer street, Manilla street and Peach way be regraded, repaved and otherwise improved to the grades as re-established between Webster avenue and Gilmore street.

Section 2. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the regrading, repaving, and otherwise improving of Crawford street, Mercer street, Manilla street and Peach way to the grades as re-established between Webster avenue and Gilmore street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing said City.

Section 3. That for the payment of the cost thereof, the sum of Fifteen thousand eight hundred (\$15,800.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Code Account No. 184, General Fund, and the Mayor

and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August, 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 579.

No. 376

AN ORDINANCE—Amending Section 54, Department of Public Works, Division of Surveys, of Ordinance No. 434 entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 2, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Section 54, Department of Public Works, Division of Surveys, of Ordinance No. 434, entitled, "An ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", which became a law January 1, 1920, be amended by adding the following lines:

Assistant Engineer, Designer,.....
\$3,000.00 per annum

Assistant Engineer.....
\$2544.00 per annum

Four Engineering Draughtsmen for four months.....\$169.50 each per month

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 580.

No. 377

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public

Works to advertise for proposals and to award a contract or contracts for the construction of a Relief Sewer on Hazelwood avenue from Sabina street to the Monongahela river, and the extension of the outfall of Jones and Laughlin Steel Company's sewer adjoining, and authorizing the setting aside for the payment of the cost thereof, the sum of Seventy-six thousand (\$76,000.00) dollars from the proceeds of the sale of Hazelwood avenue Sewer Bonds, Bond Fund Appropriation No. 227; also the additional sum of Ten Thousand (\$10,000.00) dollars to be paid to the City by the Jones and Laughlin Steel Company to cover the additional cost incurred by constructing the said sewer and extension of the said sewer outfall in conformity with the terms of an agreement entered into by virtue of Ordinance No. 332, approved July 23, 1921.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on Hazelwood avenue from Sabina street to the Monongahela river, and the extension of the outfall of the Jones and Laughlin Steel Company's sewer adjoining, for a sum not to exceed Eighty-six thousand (\$86,000.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof the sum of Seventy-six thousand (\$76,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds arising from the sale of Hazelwood Avenue Sewer Bonds Bond Fund Appropriation No. 227; also the additional sum of Ten thousand (\$10,000.00) dollars to be paid to the City by the Jones and Laughlin Steel Company pursuant to the terms of an agreement entered into by virtue of Ordinance No. 332, approved July 23, 1921, be and the same is hereby set apart and appropriated, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants

drawn on said funds in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 580.

No. 378

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for constructing new curbing and laying sidewalk on the northerly side of Bigelow Boulevard, from Seventh avenue eastwardly, and authorizing the setting aside of the sum of Fifteen thousand (\$15,000.00) dollars from the proceeds of Bigelow Boulevard Improvement Bonds, 1919, Appropriation No. 191, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for constructing new curbing and laying sidewalk on the northerly side of Bigelow Boulevard, from Seventh avenue eastwardly, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Fifteen thousand (\$15,000.00), or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds arising from the sale of Bigelow Boulevard Improvement Bonds, 1919, Appropriation No. 191 and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 581.

No. 379

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for Improving Surface Drainage on Brereton street at the 28th street Bridge, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders, for Improving Surface Drainage on Brereton street at the 28th street Bridge, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of One thousand (\$1,000.00) dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the Controller shall be and are hereby authorized and directed respectively to issue and countersign warrant drawn on said funds in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 582.

No. 380

AN ORDINANCE—Re-establishing the grade of Ravenna street, from Greenbriar way to Carron street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the south curb line of Ravenna street, from Greenbriar way to Carron street, be and the same is hereby re-established as follows, to-wit:

Beginning at the easterly curb line of Greenbriar way at an elevation of 208.38 feet; thence falling at the rate of 1.26% for the distance of 143.40 feet to a point to an elevation of 206.57 feet; thence level for the distance of 38.28 feet; thence rising at the rate of 2.71% for the distance of 180.14 feet to the westerly curb line of Carson street to an elevation of 211.45 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 15, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 583.

No. 381

AN ORDINANCE — Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Steel Magee Hospital; Eugene M. O'Neil; Emily O'Neil Davies; Peoples Natural Gas Company; James H. McQuade and John Moronzik, situate in the Fourth Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate herein-after mentioned and described to be used for public park purposes, therefore,

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City, and for the use

of the same, to have taken, appropriated and condemned for public park purposes in the manner prescribed by law all that certain hereinafter described real estate and property situate in the Fourth Ward of the City of Pittsburgh belonging in part to Elizabeth Steel Magee Hospital, in part to Eugene M. O'Neil, in part to Emily O'Neil Davies, in part to Peoples Natural Gas Company, in part to James H. McQuade and in part to John Moronzik, being as a whole bounded and described in three parcels as follows:

First: Beginning at a point at the intersection of the northerly line of Emily street produced with the easterly line of Halket street; thence extending in an easterly direction along the said northerly line of Emily street produced for the distance of 406.9 feet more or less to the westerly line of Coltart avenue; thence extending in a southeasterly direction along said westerly line of Coltart avenue, for the distance of 80.98 feet to a point; thence in a southwesterly direction, for the distance of 70.0 feet more or less to an angle point on the line dividing the properties of the Peoples Natural Gas Company and Eugene M. O'Neil, thence along the line dividing the said properties of the Peoples Natural Gas Company and Eugene M. O'Neil south 16 degrees 53 minutes west, for the distance of 155.87 feet to the northerly line of Wilmot street; thence extending along the said northerly line of Wilmot street north 66 degrees 49 minutes west for the distance of 273.14 feet to the easterly line of Halket street north 39 degrees 32 minutes west for the distance of 185.0 feet to the place of beginning.

Second: Beginning at the intersection of the southerly line of Wilmot street with the easterly line of Hodge street; thence extending along the said southerly line of Wilmot street in a southeasterly direction for the distance of 286.73 feet to the westerly line of Bates street; thence extending along the said westerly line of Bates street in a southerly direction for a distance of 134.33 feet to a point on the line dividing lots Numbered 283 and 282, in the Linden Land Company's Plan, recorded in the Recorder's Office of Allegheny County, in Plan Book, Vol. 6, Page 164; thence extending

in a northwesterly direction along the lines dividing the said lots Numbered 283 and 282 and 291, in the said plan, for the distance of 298.52 feet to the easterly line of Hodge street; thence extending along the said easterly line of Hodge street in a northerly direction for the distance of 140.67 feet to the place of beginning.

Third: Beginning at a point at the intersection of the northerly line of Emily street produced with the easterly line of Coltart avenue; thence extending in an easterly direction along the said northerly line of Emily street produced for the distance of 36.57 feet to a point; thence deflecting toward the north by the arc of a circle having a radius of 100 feet and a central angle of 50 degrees 12 minutes and 30 seconds, for the distance of 87.63 feet to a point on the northwesterly line of Bates street; thence extending along the said northwesterly line of Bates street in a southerly direction, for the distance of 111.2 feet to the easterly line of Coltart avenue; thence along said easterly line of Coltart avenue in a northerly direction for the distance of 80.0 feet more or less to the place of beginning.

And the City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn the said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the said City and the said owners.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 16, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 584.

No. 382

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pennsylvania Railroad Co., the Lutz and Schramm Company and the P. McGraw Wool Company for the construction of a foot bridge on line of McFadden street over the Pennsylvania Railroad and East Ohio street, and providing for provisions thereof and for the payment of same.

The Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to make, execute and deliver in the name of the City of Pittsburgh and for the City of Pittsburgh, the following contract with the Pennsylvania Railroad Company, the Lutz & Schramm Company and the P. McGraw Wool Company and affix thereto the corporate seal of the City of Pittsburgh.

AGREEMENT

Made this..... day of..... 1921, among the City of Pittsburgh, a municipal corporation of the County of Allegheny, Pennsylvania, and a city of the second class, party of the first part, hereinafter called "City", and the Pennsylvania Railroad Company, party of the second part, Lutz & Schramm Company, party of the third part, and P. McGraw Wool Company, party of the fourth part.

Whereas, the City has improved East Ohio street and changed the grade thereon at McFadden street, and Whereas, the Pennsylvania Railroad Company is contemplating a change of grade of its tracks at McFadden street, and,

Whereas, the construction of a foot bridge is necessary to accommodate pedestrians using McFadden street and East Ohio street, more especially those pedestrians going to and from work in Lutz & Schramm and P. McGraw Wool Companies' plants, now this agreement

Witnesseth, that for the considerations and advantages moving from the one to the other, hereinafter mentioned, the parties thereto mutually covenant and agree to and with each other and their successors and assigns forever, as follows:

1. The said parties agree to the construction of a foot bridge on the line of McFadden street over the Pennsylvania Railroad and East Ohio street, in accordance with plan, Accession F L 155, and specifications made by the Bureau of Engineering, City of Pittsburgh, which plan is approved by the Director of the Department of Public Works of said city and is authenticated by the signature of the Director of the Department of Public Works.

2. The said Pennsylvania Railroad agrees to furnish and erect a steel span over the Railroad right of way, foundations for same to be built by the said City.

3. The said City agrees to furnish and erect a bridge over East Ohio street and on McFadden street, together with the necessary steps and approaches.

4. The said Lutz & Schramm Company agrees to pay to the City of Pittsburgh, the sum of \$250.00 as its share of the cost of this bridge.

5. Said P. McGraw Wool Company agrees to pay the City of Pittsburgh \$250.00 as its share of the cost of this bridge.

6. The said City further agrees to maintain this bridge in proper repair after completion, and said Railroad Company agrees to inspect part of said bridge as is located on and over the right of way of said railroad Company and to notify said City in case such structure requires repairs; said railroad Company further agrees to provide said City with reasonable facilities for the inspection and repair of said structure over the right of way of said Railroad Company.

7. All moneys payable by the said City under this contract shall be payable out of Appropriation No. 42, Contingent Fund.

8. The estimated cost of the City's share of this work, as determined by the Department of Public Works, is \$12,000.00.

9. It is expressly understood and agreed that the terms of this agreement shall not be binding upon the parties hereto until and unless the same is approved by the Public Service Commission of the Commonwealth of Pennsylvania.

This contract is entered into by the said City pursuant to Ordinance No..... Approved..... of record in Ordinance Book, Volume....., Page.....

CITY OF PITTSBURGH

By..... Mayor

Director Department of Public Works
Countersigned

City Controller

Attest:

Attest:

Attest:

.....
Pennsylvania Railroad Company

By
Lutz & Schramm Company

By
President

P. McGraw Wool Company
By
President

.....
Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 16, 1921.

Approved August 18, 1921.

Ordinance Book 32, Page 586.

No. 383

AN ORDINANCE—Authorizing the execution of an agreement with the Pittsburgh & Lake Erie Railroad Company relating to the improvement of Carson street East, and making an appropriation in connection therewith.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works are hereby authorized and directed, on behalf of the City of Pittsburgh, to execute and deliver an agreement with the Pittsburgh & Lake Erie Railroad Company in the following form:

"ARTICLES OF AGREEMENT

This Agreement, made and entered into this.....day of August, 1921, by and between the City of Pittsburgh, a municipal corporation of the County of Allegheny and State of Pennsylvania, party of the first part, hereinafter called the "City"; and The Pittsburgh & Lake Erie Railroad Company, a consolidated corporation of the States of Pennsylvania and Ohio, party of the second part, hereinafter called the "Railroad".

WITNESSETH:

Whereas, the City of Pittsburgh, in conformity with the Laws of the Commonwealth of Pennsylvania, has enacted certain ordinances and award-

ed certain contracts for the widening and re-improving of Carson street east, in the Seventeenth and Eighteenth Wards of the City of Pittsburgh, from the south approach of the Smithfield street bridge to South First street; and

Whereas, the widening of said Carson street East, as originally contemplated, involved the widening of the same on the northerly side thereof, taking from the Railroad a large tract of land; and

Whereas, the City now intends to re-align said street, leaving the land of the Railroad almost intact, and moving the improvement southwardly, which change the City is about to carry into effect by passing the necessary ordinances; and

Whereas, the Railroad has agreed for the considerations hereafter mention, to convey to the City, for street purposes, the tract of land herein-after described, which will be required by the City in the proposed improvement:

Now, therefore, in consideration of the premises, it is mutually covenanted and agreed as follows:

1. The Railroad agrees to convey to the City of Pittsburgh for street purposes, by suitable Deed of General Warranty, subject, however, to the lien of a certain mortgage in the sum of two million (\$2,000,000.00) dollars, given by the Railroad Company to the Safe Deposit company of Pittsburgh, dated January 1, 1878, and recorded in the office of the Recorder of Allegheny County, in Mortgage Book Volume 243, Page 19,

ALL that certain tract of land in the Seventeenth Ward of the City of Pittsburgh, containing an estimated area of four thousand twenty-seven (4,027) square feet, more or less, as shown upon a plan, which is made part hereon, which plan, for the purpose of identification, bears the signature of N. F. Brown, Director of the Department of Public Works of the City of Pittsburgh, and A. R. Raymer, Chief Engineer of the Railroad Company, said plan being marked 'Exhibit A', Survey Plan 1825, and being filed in the Office of the Director of the Department of Public Works, Bureau of Engineering, of the City of Pittsburgh, the said tract of land to be conveyed being bounded on the south by the present line of Carson Street

East, on the north by other land of the Railroad Company, and on the west by the south approach of the Smithfield Street Bridge.

2. In consideration of the execution and delivery of said deed, and at the time thereof, the City of Pittsburgh agrees to pay to the Railroad Company the sum of twelve thousand (\$12,000.00) dollars upon the delivery of the deed, and also agrees to release the Railroad Company from any and all benefits, assessments or charges, which might otherwise be assessed against the property of the Railroad Company by reason of the proposed improvement of Carson Street East, including the construction of sidewalks. In the event that any benefits, assessments or charges are so assessed, the City agrees to indemnify and save harmless the Railroad Company therefrom. The Railroad Company agrees to release the City from any and all damages by reason of the said improvement, and agrees to execute a release to that effect if called upon so to do by the City.

3. The Railroad agrees to deliver possession of said property to the City not later than the first day of October, 1921. The Railroad Company shall have the privilege of removing the building, tracks, records and materials from said tract of land and may retain all materials salvaged therefrom, all work of removal to be completed, however, not later than October 1st, 1921.

4. The Railroad Company agrees to indemnify and save harmless the City from any costs, liability, loss or damage by reason of the enforcement of any of the terms of the aforesaid mortgage against the tract to be conveyed.

5. It is hereby understood and agreed that it is not the purpose or intent, nor is the obligation, of this contract, if and when approved by the Public Service Commission of the Commonwealth of Pennsylvania, such as to impair or in any wise affect the exercise by said Commission of any of the powers vested in it by the Public Service Company Law approved July 26, 1913.

6. It is further agreed that this contract shall not become binding upon the parties hereto unless and until the same has been approved by the Public Service Commission.

This contract is entered into by the said City, pursuant to Ordinance No. —, approved —, of record in Ordinance Book Volume —, Page —.

In witness whereof, said City has caused its corporate seal to be affixed hereto and the same to be signed by its Mayor and the Director of the Department of Public Works, and the said Railroad has duly executed the same by the hand of its Vice President and General Manager, the date and year aforesaid.

City of Pittsburgh,

By _____
Mayor.

Countersigned:

City Controller.

Approved as to form:

City Solicitor.

Director of Dept. of Public Works.
The Pittsburgh & Lake Erie Railroad Company,

By _____
Vice President and General Manager."

Section 2. The Mayor is hereby authorized to sign and the City Controller to countersign a warrant in favor of the Pittsburgh and Lake Erie Railroad Company in the sum of twelve thousand (\$12,000.00) dollars, in payment for the tract of land described in the first section hereof, and charge the same to Appropriation No. 1591.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 22, 1921.

Approved August 24, 1921.

Ordinance Book 32, Page 588.

No. 384

AN ORDINANCE—Appropriating and setting aside from the proceeds of Manchester Avenue Improvement Bonds, Bond Fund Appropriation No. 230, the sum of six thousand (\$6,000.00) dollars, for the payment of

Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Manchester Avenue Improvement Bonds, Bond Fund Appropriation No. 230, the sum of six thousand (\$6,000.00) dollars, for the purpose of paying engineering expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said Appropriation shall be known as Bond Fund Appropriation No. 230-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 22, 1921.

Approved August 24, 1921.

Ordinance Book 32, Page 591.

No. 385

AN ORDINANCE—Appropriating and setting aside from the proceeds of East Street Improvement Bonds, Bond Fund Appropriation No. 211, the sum of fifteen thousand (\$15,000.00) dollars, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of East Street Improvement Bonds, Bond Fund Ap-

propriation No. 211, the sum of fifteen thousand (\$15,000.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 211-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 22, 1921.

Approved August 24, 1921.

Ordinance Book 32, Page 591.

No. 386

AN ORDINANCE—Appropriating and setting aside from the proceeds of Mt. Washington Roadway Improvement Bonds, Bond Fund Appropriation No. 221, the sum of thirty thousand (\$30,000.00) dollars, for the payment of Engineering Expenses, including salaries, wages, supplies, materials, equipment and miscellaneous services, in the Bureau of Engineering, Department of Public Works.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Mt. Washington Roadway Improvement Bonds, Bond Fund Appropriation No. 221, the sum of thirty thousand (\$30,000.00) dollars, for the purpose of paying the engineering expenses, including salaries, wages, supplies, materials, equipment, and miscellaneous services required for engineering and other services performed by the employees of the Bureau of Engineering, Department of Public Works, in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as Bond Fund No. 221-A, Engineering Expenses, Salaries, Wages, Supplies, Materials, Equipment, and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 22, 1921.

Approved August 24, 1921.

Ordinance Book 32, Page 592.

No. 387

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the reconstruction of a portion of the Cunliffe Hollow sewer, extending across Wilmot Street and property to be acquired by the City of Pittsburgh, from a point about 30 ft. Northeast of Wilmot Street to a point 130 ft. Southwest of Wilmot Street, and providing for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction of a portion of the Cunliffe Hollow sewer, extending across Wilmot Street and property to be acquired by the City of Pittsburgh, from a point about 30 ft. Northeast of Wilmot Street to a point 130 ft. Southwest of Wilmot Street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of six thousand (\$6,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule,

Division of Sewers, Bureau of Engineering, and the Mayor and the Controller are authorized and directed to respectively issue and countersign warrants drawn on said funds in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 22, 1921.

Approved August 24, 1921.

Ordinance Book 32, Page 593.

No. 388

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the south sidewalk and roadway of Phillips Avenue from a point about 50 feet northeast of Melvin Street to the existing sewer on the north sidewalk of Phillips Avenue at a point about 100 feet west of Murray Avenue and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on the south sidewalk and roadway of Phillips Avenue from a point about 50 feet northeast of Melvin Street to the existing sewer on the north sidewalk of Phillips Avenue at a point about 100 feet west of Murray Avenue. Commencing on the south sidewalk of Phillips Avenue at a point about 50 feet northeast of Melvin Street, thence northeastwardly along the south sidewalk of Phillips Avenue to a point about 100 feet west of Murray Avenue, thence northwardly across the roadway of Phillips Avenue to the existing sewer on the north sidewalk of Phillips Avenue at a point about 100 feet west of Murray Avenue. Said sewer to be of terra cotta pipe and 15 inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating

thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of sum of fifteen hundred dollars (\$1,500.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 22, 1921.

Approved August 24, 1921.

Ordinance Book 32, Page 594.

No. 389

AN ORDINANCE—Locating the

Boulevard of the Allies viaduct and approaches, in the Fourth Ward of the City of Pittsburgh, on and over the Boulevard of the Allies; on, over and across Tustin street; over and across the tracks of the Pittsburgh Railways Company; over and across Brady street to connect The Boulevard of the Allies, at Seneca street with the Boulevard of the Allies at a point east of Brady street; laying out and opening the same as a public highway and fixing the width and position of the roadway and sidewalks and establishing the grade thereon and providing that the cost, damages and expenses caused thereby shall be paid out of the proceeds of the Boulevard of the Allies Improvement Bonds.

Section 1. Be it ordained and enacted by the City of Pittsburgh, its Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Boulevard of the Allies viaduct and approaches, in the Fourth Ward of the City of Pittsburgh, shall be and the same is hereby located, laid out and opened as a public highway,

on and over the Boulevard of the Allies; on, over and across Tustin street; over and across the tracks of the Pittsburgh Railways Company; over and across Brady street, to connect the Boulevard of the Allies at Seneca street with the Boulevard of the Allies at a point east of Brady street, along the following described lines, viz:

The following described southerly curb line of the viaduct and approaches shall be used as a basis for locating the northerly curb line, the northerly line and the southerly line.

Beginning at a point on the easterly line of Seneca street south 7° 00' 30" west 141.48 feet from its intersection with the southerly line of Tustin street, said point being at Station 64+93.94; thence north 85° 58' 10" east 171.99 feet to a point of curve at Station 66+65.93; thence deflecting to the left by the arc of a circle with a radius of 1050.0 feet and a central angle of 3° 52' 40" for a distance of 71.06 feet to a point of tangent at Station 67+36.99; thence north 82° 05' 30" east for a distance of 588.91 feet to a point of curve at Station 73+25.90; thence deflecting to the right by the arc of a circle with a radius of 571.14 feet and a central angle of 34° 52' 00" for a distance of 347.56 feet to point of tangent at Station 76+73.46, said Station being perpendicularly opposite a point on the present southerly line of Forbes street 324.62 feet measured eastwardly from the easterly line of Brady street, along the present southerly line of Forbes street.

The northerly curb line shall be parallel to and at a perpendicular distance of 40.0 feet northwardly from the southerly curb line, between the easterly line of Seneca street and a point of tangent perpendicularly opposite Station 76+73.46 on the southerly curb line.

The northerly line shall be parallel to and at a perpendicular distance of 50.0 feet northwardly from the southerly curb line, between the easterly line of Seneca street and the easterly line of Brady street and shall be parallel to and at a perpendicular distance of 43.0 feet northwardly from the southerly curb line, between the easterly line of Brady street and a point of tangent perpendicularly opposite Station No. 76+73.46 on the southerly curb line.

The southerly curb line shall be parallel to and at a perpendicular distance of 8.5 feet southwardly from the southerly curb line, between the easterly line of Seneca street and a point perpendicularly opposite Station 66+65.93 on the southerly curb line; thence by the same line produced north 85° 58' 10" east 29.84 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 1050.0 feet and a central angle of 3° 52' 40" for a distance of 71.06 feet to a point of tangent perpendicularly opposite Station 67+66.23 on the southerly curb line; thence parallel to and at a perpendicular distance of 10.0 feet southwardly from the southerly curb line to a point of curve perpendicularly opposite Station 73+25.90 on the southerly curb line; thence deflecting to the right by the arc of a circle with a radius of 550.0 feet and a central angle of 34° 52' 00" for a distance of 334.70 feet to a point of tangent; thence along the present southerly line of Forbes street south 63° 52' 00" for a distance of 334.70 feet to a point of tangent; thence along the present southerly line of Forbes street south 63° 02' 30" east 6.48 feet to a point perpendicularly opposite and 12.0 feet southwardly from Station 76+73.46 on the southerly curb line.

The roadway shall occupy the space between the northerly and southerly curb lines as above described and shall have a uniform width of 40.0 feet.

The northerly sidewalk shall occupy the space between the northerly line and the northerly curb line and shall have a uniform width of 10.0 feet between Seneca street and the easterly line of Brady street.

The southerly sidewalk shall occupy the space between the southerly line and the southerly curb line and shall be of a variable width.

Section 2. The grade of the northerly curb line shall begin at the easterly line of Seneca street at an elevation of 122.17 feet; thence falling at the rate of 2.08% for a distance of 801.45 feet to a point of curve to an elevation of 105.50 feet; thence by a concave parabolic curve for a distance of 40.0 feet to a point of tangent to an elevation of 104.84 feet; thence falling at the rate of 120% for a distance of 351.90 feet to a point perpendicularly opposite Station 76+73.46 at an elevation of 100.62 feet.

Section 3. The Director of the Department of Public Works shall be and he is hereby authorized, empowered and directed to the extent that the same is required for the construction and maintenance of said viaduct, to take, to enter upon and appropriate the lands and properties necessary therefor, over and across which said viaduct is to be erected, together with the ground and property necessary for the erection of retaining walls, abutments and piers therefor and the approaches thereto.

From Station 64+93.94+ to Station 68+40.90+ and from Station 75+45.52+ to Station 76+73.46+ on the above described southerly curb line, said City shall have the right to erect and maintain retaining walls and abutment upon or within the lines of said public highway as opened and to fill the same to the established grade thereof.

From Station 68+40.90+ to Station 75+45.52+ on the above described southerly curb line, said City shall have the right to erect such sub-structures and superstructures as may be deemed necessary in the construction, re-construction and maintenance of the said viaduct, provided, that the abutting property holders, or owners, shall have the right to make such use of the ground beneath the said viaduct, not occupied by pedestals, piers or steel bracings, between columns, as may not be detrimental to said viaduct and appurtenances.

Section 4. The cost, damages and expenses therefor shall be paid out of the proceeds of the Boulevard of the Allies Improvement Bonds as authorized to be sold by Ordinance No. 174 approved April 27, 1920.

Section 5. The Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and empowered to execute and deliver in the name of the City such bonds as shall be necessary to indemnify and secure any person whose property is taken, appropriated or injured for or by reason of the location and construction of said viaduct or bridge and the walls, piers and abutments therefor, and the approaches thereto, and the laying out and opening of the same as a public highway.

Section 6. That any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 595.

No. 390

AN ORDINANCE — Locating the Boulevard of the Allies, viaduct and approach, in the First Ward of the City of Pittsburgh, on and over Second Avenue; over and across the tracks of the Pittsburgh Railways Company; over and across the tracks and the right of way of the Pennsylvania Railroad Company; and over and across private property to connect Second Avenue at its intersection with Grant Street, with the Boulevard of the Allies at the westerly line of Shingiss Street produced; laying out and opening the same as a public highway; fixing the width and position of the roadway, sidewalk, platform and steps leading to Ross Street, and establishing the grade thereof, and providing that the costs, damages and expenses caused thereby shall be paid out of the proceeds of the Boulevard of the Allies Improvement Bonds.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Boulevard of the Allies, viaducts and approach, in the First Ward of the City of Pittsburgh, shall be and the same is hereby located, laid out and opened as a public highway on and over Second Avenue, over and across the tracks of the Pittsburgh Railways Company; over and across the tracks and right of way of the Pennsylvania Railroad Company; and over and across private property to connect Second Avenue at its intersection with Grant Street, with the Boulevard of the Allies at the westerly line of Shingiss Street produced, along the following described lines, viz:

The following described survey line of the viaduct, and approach shall be used as a basis for locating the southerly curb line, the northerly curb line, the southerly line and the northerly line:

BEGINNING at the intersection of the westerly 5 foot survey line of Grant Street and the southerly 43

foot survey line of Second Avenue, (said point being called zero); thence extending along the said southerly 43 foot survey line of Second Avenue south 60° 01' 40" east to Ross Street; thence continuing south 60° 01' 40" east and along the southerly 13 foot survey line of Second Avenue east of Ross Street to Station 7+44.04; thence south 64° 52' 50" east to Station 12+91.57 at a point on the westerly line of Shingiss Street produced; said Station 12+91.57 being south 8° 23' 50" west, 78.02 feet from the southerly line of Bluff Street.

The southerly curb line shall be parallel to and at a perpendicular distance of 3 feet southwardly from the described survey line from Station 0+74.96 to Station 3+88.59; thence south 62° 28' 47" east, 70.12 feet to a point on the described survey line at Station 4+58.65 and also the easterly line of Ross Street produced; thence extending along the described survey line to the westerly line of Shingiss Street produced.

The northerly curb line shall be parallel to and at a perpendicular distance of 37 feet northwardly from the described survey line from Station 0+75.64 to Station 3+87.73; thence south 62° 28' 47" east 70.12 feet to a point; thence parallel to and at a perpendicular distance of 40 feet northwardly from the described survey line to the westerly line of Shingiss Street produced.

The southerly line shall be parallel to and at a perpendicular distance of 5 feet southwardly from the described survey line from Station 0+74.93 to Station 3+88.59 and shall be parallel to and at a perpendicular distance of 5.50 feet southwardly from the described survey line from Station 3+88.59 to Station 4+58.65 on the described survey line and also the easterly line of Ross Street produced; and parallel to and at a perpendicular distance of 8 feet southwardly from the described survey line from Station 4+58.65 to the westerly line of Shingiss Street produced.

The northerly line shall be parallel to and at a perpendicular distance of 39 feet northwardly from the described survey line from Station 0+75.67 to Station 3+87.73 and at a perpendicular distance of 39.50 feet northwardly from the described survey line at Station 3+87.73 to a perpendicular distance of 42.50 feet northwardly from the described survey line at Station 4+58.65; and

shall be parallel to and at a perpendicular distance of 42 feet northwardly from the described survey line from Station 4+58.65 to Station 7+36.34; thence parallel to and at a perpendicular distance of 42.50 feet northwardly from the described survey line to the westerly line of Shingiss Street produced.

The roadway shall occupy the space between the curb lines and shall have a uniform width of 40 feet.

The southerly sidewalk from Ross Street to the westerly line of Shingiss Street produced shall occupy the space between the southerly curb line and the southerly line and shall have a uniform width of 8 feet.

The platform shall extend from Station 4+48.15 to Station 4+66.65 and shall occupy the space between the southerly line of the viaduct and the southerly line of Second Avenue and Second Avenue produced.

The steps shall have a uniform width of 5 feet and the westerly line shall be parallel to and at a perpendicular distance of 1.50 feet eastwardly from the easterly curb line of Ross Street and shall descend in a southerly direction to Ross Street.

Section 2. The grade of the northerly curb line shall begin at a point 75.01 feet eastwardly from the westerly 5.0 foot survey line of Grant Street at an elevation of 60.03 feet; thence by a concave parabolic curve for a distance of 15.00 feet to a point of tangent to an elevation of 60.41 feet; thence rising at the rate of 5% for a distance of 631.76 feet to a point of curve to an elevation of 91.99 feet; thence by a concave parabolic curve for a distance of 40.00 feet to a point of tangent to an elevation of 93.73 feet; thence rising at the rate of 3.7% for a distance of 513.84 feet to the westerly line of Shingiss Street produced to an elevation of 112.74 feet.

Section 3. The Director of the Department of Public Works shall be and he is hereby authorized, empowered and directed to the extent that the same is required for the construction and maintenance of said viaduct to take, enter upon and appropriate the lands and properties necessary therefor, over and across which said viaduct is to be erected, together with the ground and property necessary for the erection of retaining walls, abutments and piers therefor, and the approaches thereto.

From Station 0+75.01 to Station 3+88.59 on the above described sur-

vey line said City shall have the right to erect and maintain retaining walls and abutments upon or within the lines of said public highway as opened and to fill the same to the established grade thereof.

From Station 3+88.59 on the above described survey line to the westerly line of Shingiss Street produced, said City shall have the right to erect such sub-structures and super-structures as may be deemed necessary in the construction, reconstruction and maintenance of said viaduct, provided that the abutting property holders or owners shall have the right to make such use of the ground underneath the said viaduct, not occupied by the pedestals, piers or steel bracings between columns as may not be detrimental to the said viaduct and appurtenances.

Section 4. The cost, damages and expenses therefor, shall be paid out of the proceeds of the Boulevard of the Allies Bonds as authorized to be sold by Ordinance No. 174, approved April 27th, 1920.

Section 5. The Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and empowered to execute and deliver in the name of the City such Bonds as shall be necessary to indemnify and secure any person whose property is taken appropriated or injured, for or by reason of the location and construction of said viaduct and walls, piers and abutments therefor, and the approaches thereto, and the laying out and opening of the same as a public highway.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 9, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 598.

No. 391

AN ORDINANCE — Widening certain portions of Second Avenue, in the First Ward, between Grant Street and the westerly line of Shingiss Street produced, as hereinafter designated and described as portions "A", "B" and "C"; and providing that the costs, damages and expenses caused thereby and the benefits to

pay the same shall be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That certain portions of Second Avenue, in the First Ward, between Grant Street and the western line of Shingliss Street produced, shall be widened by taking for public use for highway purposes all the following property as hereinafter designated and described as portions "A", "B" and "C", according to the following descriptions, to wit:*

PORTION "A".

BEGINNING at the intersection of the easterly line of Grant Street and the northerly line of Second Avenue: thence along the easterly line of Grant Street N. 30° 56' 40" E., 20.00 feet to a point: thence S. 60° 01' 40" E., 342.19 feet to the westerly line of Ross Street: thence along the westerly line of Ross Street S. 29° 58' 00" W., 20.00 feet to the northerly line of Second Avenue: thence along the northerly line of Second Avenue N. 60° 01' 40" W., 342.53 feet to the place of beginning.

PORTION "B".

BEGINNING at a point on the northerly line of Second Avenue 60.75 feet eastwardly from the first angle in the northerly line of Second Avenue, east of Ross Street: thence deflecting to the left 6° 49' 40" from the northerly line of Second Avenue S. 64° 52' 50" E., 159.36 feet to the line dividing the properties now, or late of, Henry Rea, Jr., and Stewart Johnston: thence along said property line S. 30° 03' 10" W., 18.96 feet to the northerly line of Second Avenue N. 58° 03' 10" W., 158.85 feet to the place of beginning.

PORTION "C".

BEGINNING at a point on the northerly line of Second Avenue at the line dividing the properties now, or late of, Henry Rea, Jr., and Joseph A. Langfitt, Jr., said point being 280.76 feet eastwardly from the first angle in the northerly line of Second Avenue, east of Ross Street: thence deflecting to the left 91° 53' 40" from the northerly line of Second Avenue and along the line dividing the properties now, or late of, Henry Rea, Jr., and Joseph A. Langfitt, Jr., N. 30° 03' 10" E., 26.25 feet to a point: thence S. 64° 52' 50" E., 86.53

feet to a point on the line dividing the properties now, or late of, the Pittsburgh Terminal Warehouse and Transfer Company and Charles L. Snowden: thence along the said property line N. 30° 03' 10" E., 33.70 feet to another property line common to said parties: thence along the said property line S. 62° 49' 50" E., 186.45 feet to a point on the westerly line of Shingliss Street produced: thence along said line of Shingliss Street produced S. 8° 23' 50" W., 83.35 feet to the northerly line of Second Avenue: thence along the northerly line of Second Avenue N. 59° 55' 10" W., 286.69 feet to the second angle in Second Avenue, east of Ross Street: thence continuing along the northerly line of Second Avenue N. 58° 03' 10" W., 16.50 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said SECOND AVENUE, between Grant Street and the westerly line of Shingliss Street produced, to be widened, in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 601.

No. 392

AN ORDINANCE — Widening certain parts of Forbes Street in the Fourth Ward, between Brady Street and a point 593.03 feet eastwardly therefrom, as hereinafter designated and described as parts "A" and "B": and changing the name of a portion thereof to "The Boulevard of the Allies": and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That certain portions of Forbes Street, in the Fourth Ward, between Brady Street and a point 593.03 feet eastwardly therefrom, (measured along the southerly line of the present street) shall be widened by taking for public use for highway purposes all the following described property as hereinafter designated and described as Parts "A" and "B" according to the hereinafter descriptions, to-wit:*

PART "A".

BEGINNING at a point on the present northerly line of Forbes Street 107.66 feet east of the easterly line of Brady Street; thence N. 26° 57' 30" E., 62.07 feet to the southerly line of an Unnamed Way 4.96 feet wide; thence along the southerly line of the said Way S. 63° 02' 30" E., 30.09 feet to the line dividing the properties now or late of Thomas Cusick and Mary, his wife, and William L. McNamee; thence along the same property line S. 26° 57' 30" W., 15.15 feet to a point on the arc of a circle; thence eastwardly by the arc of a circle deflecting to the right with a radius of 750.00 feet and a central angle of 5° 11' 50" for a distance of 68.04 feet to a point of tangent; thence by the tangent parallel to and at a perpendicular distance of 105.00 feet northwardly from the present southerly five foot line of Forbes Street S. 63° 02' 30" E., 382.74 feet to the line dividing the properties now or late of Rt. Rev. Richard Phelan, Trustee for St. Agnes R. C. Church and J. G. Criste; thence along the said property line S. 26° 57' 30" W., 50.00 feet to the present northerly line of Forbes Street; thence along the present northerly line of Forbes Street N. 63° 02' 30" W., 530.82 feet to the place of beginning.

PART "B".

BEGINNING at the intersection of the easterly line of Brady Street and the present southerly line of Forbes Street; thence eastwardly along the present southerly line of Forbes Street S. 63° 02' 30" E., 318.14 feet to a point of curve; thence in a westerly direction by the arc of a circle deflecting to the left with a radius of 550.0 feet and a central angle of 28° 56' 40" for a distance of 277.84 feet to the easterly line of Brady Street; thence along the

easterly line of Brady Street N. 10° 09' 10" W., 86.15 feet to the place of beginning.

Section 2. The name of that portion of Forbes Street, from Brady Street to a point 593.03 feet eastwardly therefrom, between the southerly line of the Street as widened by Section 1 of this Ordinance, and the following described line, shall be and the same is hereby changed to "THE BOULEVARD OF THE ALLIES":

Beginning at a point on the arc of a circle, said point being S. 10° 09' 10" E., 32.61 feet along the easterly line of Brady street, from its easterly line of Forbes street; thence in an easterly direction deflecting to the right by the arc of a circle with a radius of 614.14 feet and a central angle of 29° 46' 05", 319.08 feet to a point of tangent; thence by the tangent parallel to and at a perpendicular distance of 55.00 feet northwardly from the present southerly line of Forbes street S. 63° 02' 30" E., 268.41 feet to a point perpendicularly opposite a point on the present southerly line of Forbes street 593.03 feet east of Brady street.

Section 3. The Department of Public Works is hereby authorized and directed to cause said portions of Forbes street, from Brady street to a point 593.03 feet eastwardly therefrom, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 4. The cost, damages and expenses caused thereby and the benefits to pay same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 603.

No. 393

AN ORDINANCE—Opening the Boulevard of the Allies, in the first and fourth wards, from Gist street to

Brady street, as hereinafter designated and described as parts "A" and "B", and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That "The Boulevard of the Allies", in the First and Fourth Wards, from Gist street to Brady street, shall be and the same is hereby opened by taking for public use for highway purposes, the following described property, to-wit:

PART "A"

Beginning at the intersection of the southerly line of Bluff street and the easterly line of Gist street; thence northwardly along the easterly line of Gist street N. 7° 10' 20" E., 107.92 feet to a point; thence N. 85° 58' 10" E., 216.04 feet to a point; thence N. 84° 34' 20" E., 243.31 feet to a point; thence N. 87° 54' 00" E., 176.18 feet to a point; thence N. 85° 58' 10" E., 536.72 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 1000.00 feet and a central angle of 3° 52' 40" 67.68 feet to a point of tangent; thence along the tangent to said curve N. 82° 05' 30" E., 90.54 feet to a point on the line dividing the properties now, or late of, the Dusenberry Baking Company and John Ehrler; thence along the same dividing line N. 7° 00' 30" E., 20.92 feet to the southerly line of Tustin street; thence along the southerly line of Tustin street S. 32° 59' 10" E., 311.50 feet to a point; thence westwardly S. 82° 05' 30" W., 169.04 feet to a point on the line dividing the properties now, or late of, Thomas Masiulis Patronely, his Wife, and the Dusenberry Baking Company; thence along the same dividing line S. 7° 00' 30" W., for a distance of 31.55 feet to the line dividing the properties now, or late of, the Schuylkill Improvement Land Company of Philadelphia and the Dusenberry Baking Company; thence along the same dividing line S. 86° 18' 00" W., 150.79 feet to the line dividing the properties now, or late of, the Dusenberry Baking Company and John Ehrler; thence along the same dividing line N. 7° 00' 30" E., 20.10 feet to a point; thence S. 82° 05' 30" W., 248.99 feet to the line dividing the properties now, or late of, Margaret T. Had-dock and the Schuylkill Improvement Land Company of Philadelphia; thence along the same dividing line S. 7°

00' 30" W., 8.11 feet to property of the Baltimore and Ohio Railroad Company; thence along the dividing line between the properties now, or late of, the Baltimore and Ohio Railroad Company and Margaret T. Had-dock, Nicholas Hoey and John Auf-derheide S. 87° 13' 50" W., 72.92 feet to the easterly line of Seneca street produced along the east line of Seneca street produced N. 7° 00' 30" E. 35.55 feet to a point; thence along the property line of the Baltimore and Ohio Railroad Company S. 87° 54' W., 529.48 feet to a point; thence continuing along the same property line S. 84° 34' 20" W., 479.64 feet to the place of beginning.

PART "B"

Beginning at the intersection of the westerly line of Brady street and the northerly line of Tustin street; thence along the northerly line of Tustin street N. 82° 05' 30" E., 265.77 feet to the westerly line of Brady street; thence S. 10° 09' 10" E., 71.63 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Boulevard of the Allies, from Gist street to Brady street, to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approve August 30, 1921.

Ordinance Book 32, Page 604.

No. 394

AN ORDINANCE—Opening the Boulevard of the Allies, in the First Ward, from the westerly line of Shingiss street to the angle in the southerly line of Bluff street at Stevenson street and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

No. 395

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Boulevard of the Allies, in the First Ward, from the westerly line of Shingiss street to the angle in the southerly line of Bluff street at Stevenson street shall be opened to a variable width by taking for public use for highway purposes all the following described property, to-wit:

Beginning at the intersection of the westerly line of Shingiss street and the southerly line of Bluff street: thence along the southerly line of Bluff street S. 64° 20' 50" E., 893.73 feet to an angle: thence continuing along the southerly line of Bluff street S. 83° 01' 10" E., 735.80 feet to an angle: thence continuing along the southerly line of Bluff street N. 89° 15' E., 503.18 feet to an angle in the southerly line of Bluff street at Stevenson street: thence S. 85° 20' 10" W., 784.39 feet to a point: thence S. 3° 50' 20" W., 19.00 feet to the northerly line of Second avenue: thence along the northerly line of Second avenue N. 80° 09' 40" W., 681.61 feet to the third angle in the northerly line of Second avenue, east of Ross street: thence continuing along the northerly line of Second avenue N. 58° 55' 10" W., 689.42 feet to the westerly line of Shingiss street produced: thence along the said westerly line of Shingiss street produced N. 8° 23' 50" E., 88.90 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Boulevard of the Allies, from the westerly line of Shingiss street to the angle in the southerly line of Bluff street at Stevenson street, to be opened, in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 606.

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, providing for slopes and parking, establishing and re-establishing the grade of Forbes street, from Brady street to the Boulevard of the Allies.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway and the grade of the northerly and southerly curb lines of Forbes street from Brady street to the Boulevard of the Allies, shall be and the same are hereby fixed, established and re-established as follows, to-wit:

The following described survey line is hereby established for locating the position of the northerly curb line:

Beginning at the intersection of the easterly line of Brady street and the present northerly line of Forbes street: thence along the present northerly line of Forbes street S. 63° 02' 30" E., 107.66 feet to a point of curve; thence by the arc of a circle deflecting to the left with a radius of 178.66 feet and a central angle of 18° 11' 50" for a distance of 56.74 feet to a point of reverse curve; thence by the arc of a circle deflecting to the right with a radius of 661.14 feet and a central angle of 18° 11' 50" for a distance of 209.98 feet to a point of tangent, said point of tangent being perpendicularly opposite and 90 feet northwardly from a point of tangent at Station 76+73.46 on the southerly curb line of the Boulevard of the Allies as described in Section 1 of Bill No. 3544, entitled "An Ordinance locating the Boulevard of the Allies viaduct and approaches in the Fourth Ward of the City of Pittsburgh, etc."; thence S. 63° 02' 30" E., 97.04 feet to a point of curve; thence by the arc of a circle deflecting to the right with a radius of 185.63 feet and a central angle of 27° 31' 05" for a distance of 89.15 feet to a point of reverse curve; thence by the arc of a circle deflecting to the left with a radius of 185.63 feet and a central angle of 27° 31' 05" for a distance of 89.15 feet to a point, tangent to the northerly line of the Boulevard of the Allies at a point perpendicularly opposite and 60 feet northwardly from a point on the southerly line of the

Boulevard of the Allies, said point being distant 268.41 feet eastwardly along the southerly line of the Boulevard of the Allies from a point perpendicularly opposite Station 76+73.46 on the aforesaid southerly curb line of the Boulevard of the Allies viaduct and approaches.

The northerly curb line shall begin at the easterly curb line of Brady street; thence parallel to and at a perpendicular distance of 8 feet southwardly from the above described survey line for a distance of 563.22 feet to a point of reverse curve, said point being opposite the point of reverse curve on the above described survey line; thence continuing in an easterly direction by the arc of a circle, deflecting to the left with a radius of 211.31 feet and a central angle of $27^{\circ} 31' 05''$ for a distance of 101.49 feet to a point tangent to the northerly 10 foot, or curb line, of the Boulevard of the Allies and opposite a point on the northerly line of the Boulevard of the Allies 8.17 feet eastwardly from the described point of tangent on the described survey line.

The southerly curb line shall begin at a point on the present easterly curb line of Brady street perpendicularly opposite a point on the westerly curb line of Brady street distant 89.13 feet southwardly from the present southerly curb line of Forbes street; thence deflecting to the right from the easterly curb line of Brady street and in a northeasterly direction by the arc of a circle with a radius of 30 feet and a central angle of $115^{\circ} 46' 10''$ for a distance of 60.62 feet to a point of tangent; thence S. $74^{\circ} 23' E.$ 16.58 feet to a point of curve; thence deflecting to the left in an easterly direction by the arc of a circle with a radius of 674.16 feet and a central angle of $6^{\circ} 51' 20''$ for a distance of 80.66 feet to a point of reverse curve; thence deflecting to the right and in an easterly direction (parallel to and at a radial distance of 36 feet southwardly from the northerly curb line and 3 feet northwardly from the southerly line of Forbes intersection with the present south-street) by the arc of a circle with a radius of 617.14 feet and a central angle of $18^{\circ} 11' 50''$ for a distance of 196.00 feet to a point of tangent; thence parallel to and at a perpendicular distance of 36 feet southwardly from the northerly curb line and 3 feet northwardly from the southerly line S. $63^{\circ} 02' 30'' E.$ 97.04 feet to a point,

The northerly sidewalk shall occupy the space between the described survey line and the northerly curb line and shall have a uniform width of 8 feet from the easterly curb line of Brady street to a point 563.22 feet eastwardly therefrom; thence it shall be of a variable width to the Boulevard of the Allies.

The southerly sidewalk shall occupy the space between the southerly line of the Street and the southerly curb line as above described and shall be of a variable width, from Brady street to a point 40 feet eastwardly from the first point of curve east of Brady street in the southerly curb line as above described.

The roadway shall be of a variable width and shall occupy the space between the northerly and southerly curb lines as above described.

The remaining portions of the Street, not occupied by the sidewalks and roadway as above described, shall be used for slopes and parking purposes.

Section 2. The grade of the northerly curb line shall begin at the easterly curb line of Brady street at an elevation of 81.06 feet; thence rising at the rate of 2% for a distance of 70 feet to a point of curve to an elevation of 82.46 feet; thence by a concave parabolic curve for a distance of 40 feet; to a point of tangent to an elevation of 83.71 feet; thence rising at the rate of 4.25% for a distance of 129.87 feet to a point of curve to an elevation of 89.23 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 90.84 feet; thence rising at the rate of 3.785% for a distance of 81 feet to a point of curve to an elevation of 93.90 feet; thence by a concave parabolic curve for a distance of 40 feet to a point or tangent to an elevation of 95.46 feet; thence rising at the rate of 4% for a distance of 74.58 feet to a point of curve to an elevation of 98.44 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 99.52 feet; thence by the same grade as the Boulevard of the Allies for a distance of 149.26 feet to its intersection with the northerly curb line of the Boulevard of the Allies.

The grade of the southerly curb line shall begin at the easterly curb line of Brady street at the point of horizontal curve in the southerly curb line of Forbes street at an elevation of 81.27 feet; thence by one-half of

a concave parabolic curve for a distance of 5 feet to a point of tangent to an elevation of 81.32 feet; thence rising at the rate of 2% for a distance of 37.61 feet to a point of curve to an elevation of 83.33 feet; thence rising at the rate of 4.3% for a distance of 136.92 feet to a point of curve to an elevation of 89.22 feet; thence by a convex parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 90.88 feet; thence rising at the rate of 4% for a distance of 191.37 feet to a point to an elevation of 98.54 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 607.

No. 396

AN ORDINANCE—Fixing the width and position of the sidewalks and roadways; establishing and re-establishing the grade of Second avenue, from Ross street to Grant street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadways, and the grade of the northerly and southerly curb lines of Second avenue, from Ross Street to Grant street, shall be and the same are hereby fixed, established and re-established as follows, to-wit:

The northerly sidewalk shall have a uniform width of 8 feet and shall lie along and parallel the northerly line of the Street as widened, as described in Section 1, Portion "A", of Bill No. 2151 entitled, "An Ordinance widening certain portions of Second avenue in the First ward, between Grant street and the westerly line of Shingiss street produced, etc.".

The northerly roadway shall have a uniform width of 29 feet and shall lie along and parallel the northerly sidewalk.

The southerly sidewalk shall have a uniform width of 8 feet and shall lie along and parallel the southerly line of the Street.

The southerly roadway shall have a uniform width of 29 feet and shall lie along and parallel the southerly sidewalk.

Section 2. The grade of the northerly curb line shall begin at the westerly curb line of Ross street at an elevation of 58.48 feet; thence rising at the rate of 0.52% for a distance of 336.35 feet to a point of curve to an elevation of 60.23 feet; thence by a convex parabolic curve for a distance of 30 feet to the easterly curb line of Grant street to the elevation of 59.85 feet.

The grade of the said southerly curb line shall begin at the westerly curb line of Ross street at the elevation of 56.63 feet; thence rising at the rate of 0.68% for a distance of 338.13 feet to a point of curve to an elevation of 58.93 feet; thence by a convex parabolic curve for a distance of 30 feet to the easterly curb line of Grant street to the elevation of 58.49.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 610.

No. 397

AN ORDINANCE—Re-establishing the grade of Grant street, from Water street to Third avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line and the westerly curb line of Grant street, from Water street to Third avenue, shall be and the same is hereby re-established as follows, to-wit:

The grade of the easterly curb line shall begin at the northerly curb line of Water street at an elevation of 49.78 feet; thence rising at the rate of 2.10% for a distance of 178 feet to the southerly curb line of First avenue to the elevation of 53.52 feet; thence rising at the rate of 2.94% for a distance of 168.94 feet to the southerly curb line of Second avenue to the elevation of 58.49 feet; thence for a distance of 104.01 feet to the northerly curb line of Second avenue to the elevation of 59.85 feet; thence rising at the rate of 2.56% for a distance of 127.35 feet to the southerly curb line of Third avenue to the elevation of 63.11 feet.

The grade of the westerly curb line shall begin at the northerly curb line of Water street at an elevation of 49.70 feet; thence rising at the rate of 2.10% for a distance of 181 feet to the southerly curb line of First avenue to the elevation of 53.50 feet; thence rising at the rate of 2.94% for a distance of 203.01 feet to the southerly curb line of Second avenue to the elevation of 59.47 feet; thence level for a distance of 56 feet to the northerly curb line of Second avenue; thence rising at the rate of 2.56% for a distance of 141.29 feet to the southerly curb line of Third avenue to the elevation 63.09 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 611.

No. 398

AN ORDINANCE—Re-establishing the grade of Ross street, from Water street to a point 16 feet south of the southerly line of Fourth avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the easterly curb line and the westerly curb line of Ross street, from Water street to a point 16 feet south of the southerly line of Fourth avenue, shall be and the same is hereby re-established as follows, to-wit:

The grade of the easterly curb line shall begin at the northerly curb line of Water street at an elevation of 47.35 feet; thence rising at the rate of 2.675% for a distance of 319 feet to a point of curve to the elevation of 55.88 feet; thence by a convex parabolic curve for a distance of 60 feet to the southerly curb line of Second avenue to the elevation of 56.59 feet; thence for a distance of 40 feet to the northerly curb line of Second avenue to the elevation of 57.29 feet; thence rising at the rate of 3.79% for a distance of 273.66 feet to a point of curve to the elevation of 67.66 feet; thence by a concave parabolic curve for a distance of 30 feet to a point of tangent to the elevation of 69.01 feet; thence rising at the rate of 5.22% for a distance of 42.34 feet

to a point 16 feet south of the southerly line of Fourth avenue to an elevation of 71.22 feet.

The grade of the westerly curb line shall begin at the northerly curb line of Water street at an elevation of 47.35 feet; thence rising at the rate of 2.675% for a distance of 347 feet to the southerly curb line of Second avenue to the elevation of 56.63 feet; thence for a distance of 104 feet to the northerly curb line of Second avenue to the elevation of 58.48 feet; thence rising at the rate of 4.16% for a distance of 3 feet to the northerly line of Second Avenue to the elevation of 58.81 feet; thence rising at the rate of 3.79% for a distance of 233.66 feet to a point of curve to the elevation of 67.66 feet; thence by a concave parabolic curve for a distance of 30 feet to a point of tangent to the elevation of 69.01 feet; thence rising at the rate of 5.22% for a distance of 42.34 feet to a point 16 feet south of the southerly line of Fourth Avenue to an elevation of 71.22 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 612.

No. 399

AN ORDINANCE—Creating one new position in the Mayor's Office—Municipal Garage & Repair Shop, to be known as Electrician, and fixing the salary thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That from and after the passage and approval of this ordinance, the Superintendent of the Municipal Garage & Repair Shop shall be and he is hereby authorized to employ one electrician at not to exceed C. U. W. to be paid from Code Account No. 1028. Wages regular employees, Municipal Garage and Repair Shop.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 613.

No. 400

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with Booth & Flinn, Ltd., of Pittsburgh, Pa., for the purpose of making a fill on certain property in McKinley Park, 18th Ward, City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to make, execute and deliver, in the name of the City of Pittsburgh, and for the City of Pittsburgh, the following contract with Booth & Flinn, Ltd., of Pittsburgh, Pa., and affix thereto the corporate seal of the said City of Pittsburgh:*

AGREEMENT

Made this _____ day of _____, 1921, between the City of Pittsburgh, a municipal corporation of the County of Allegheny, Pennsylvania, and a city of the second class, party of the first part, hereinafter called "City", and Booth & Flinn, Ltd., a corporation of the State of Pennsylvania, party of the second part, hereinafter called "Booth & Flinn, Ltd."

Whereas, the City is the owner of certain property in McKinley Park in the 18th Ward of the said City; and,

Whereas, said City desires to raise the grade of a portion of this said McKinley Park, and

Whereas, said Booth & Flinn, Ltd., are at present constructing the Liberty Tunnel through the South Hills in, said City, and have a surplus of excavation, and,

Whereas, the said Booth & Flinn, Ltd., desires to deposit this surplus excavation on said property of McKinley Park; NOW THIS AGREEMENT

WITNESSETH: That for the consideration and advantages moving from one to the other, hereinafter mentioned, the parties hereto do mutually covenant and agree to and with each other and their successors and assigns forever, as follows:

(1) Said Booth & Flinn, Ltd. agrees to fill to the lines and grades in accordance with plan Accession No. G 897 and specifications made by the

Bureau of Engineering, City of Pittsburgh, which plan is approved by the Director of Public Works of said City, and is authenticated by the signatures of the Director of the Department of Public Works and _____ of said Booth & Flinn, Ltd.

(2) Said Booth & Flinn, Ltd. agree to furnish all necessary engineering supervision for the faithful performance of above said work.

(3) Said Booth & Flinn, Ltd. agree to raise all sewer manholes to conform to the finished grades, carry all sewer laterals to the finished grade and encase same in concrete when necessary to prevent crushing.

(4) Said Booth & Flinn, Ltd. agree to make an even and finished surface of this fill, providing 6-foot stone gutters on both sides of fill, and removing all stones from finished surface.

(5) Said Booth & Flinn, Ltd., agree to place earth filling over entire fill for a depth of 12 inches, and completed within six (6) months after the grade of the ravine has been brought up to the elevation at the subgrade established by the engineers.

(6) Said City agrees to furnish necessary inspection for this work, but cost of same to be paid by said Booth & Flinn, Ltd.

(7) Said Booth & Flinn, Ltd., further agree that the above said work shall be done at no expense to the said City.

(8) Said Booth & Flinn, Ltd., further agree to furnish a bond in the sum of Twenty-five Thousand (\$25,000.00) Dollars, which is to be filed with and approved by the Mayor, in order to save the City harmless from any cost, loss or damages arising from any cause due to the performance of this grading and for the insurance of the proper execution of the above said work.

IN WITNESS WHEREOF, the said City has caused its corporate seal to be affixed thereto and the same to be signed by its Mayor and the Director of the Department of Public Works; and the said Booth & Flinn, Ltd., has caused its corporate seal to be affixed thereto and the same to be attested by the hands of the President and Secretary, the day and year aforesaid.

CITY OF PITTSBURGH

By _____ Mayor.

Countersigned:

City Controller.

Director Dept. of Public Works.

BOOTH & FLINN, LTD.

By
President.

Attest:

Secretary.

This contract is entered into by said said City, pursuant to Ordinance No. —, approved —1921, of record in ordinance Book Vol. — Page —.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 613.

No. 401

AN ORDINANCE—Appropriating and and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds 1921 the sum of \$79,000.00 for the completion of the grading of the hill side, building of retaining walls, laying of sidewalks and curbing, re-grading and re-paving the roadways at the intersection of Seventh Avenue, and otherwise improving Bigelow Boulevard between Tunnel and Craig Streets.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That there is hereby appropriated and set aside from the proceeds received from the sale of Bigelow Boulevard Improvement Bonds 1921 the sum of \$79,000.00 for the completion of the grading of the hill side, building of retaining walls, laying of sidewalks and curbing, re-grading and re-paving the roadways at the intersection of Seventh Avenue, and otherwise improving Bigelow Boulevard between Tunnel and Craig Streets.

Section 2. That said appropriation shall be known as Bond Fund Appropriation No. 191 Bigelow Boulevard Improvement Bonds.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 29, 1921.

Approved August 30, 1921.

Ordinance Book 32, Page 615.

No. 402

AN ORDINANCE — Fixing the width and position of the sidewalks and roadway of the Boulevard of the Allies, from Station 76+73.46 on the southerly curb line of the Boulevard of the Allies Viaduct and approach to Craft Avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway of the Boulevard of the Allies from Station 76+73.46 on the southerly curb line of the Boulevard of the Allies viaduct and approach, as described in Section 1 of Bill No. 3544, Series 1921, entitled "An Ordinance locating the Boulevard of the Allies viaduct and approaches in the Fourth Ward of the City of Pittsburgh, etc.," to Craft Avenue, shall be and the same are hereby fixed as follows, to-wit:

The southerly curb line shall begin at Station 76+73.46 on the aforesaid southerly curb line of the Boulevard of the Allies viaduct and the approach; thence parallel to and at a perpendicular distance of 12 feet northwardly from the southerly line for a distance of 134.58 feet to a point of curve deflecting to the right by the arc of a circle with a radius of 1000 feet and a central angle of 2° 33' 45" for a distance of 44.72 feet to a point of reverse curve; thence deflecting to the left by the arc of a circle with a radius of 1000 feet and a central angle of 2° 33' 45" for a distance of 44.72 feet to a point of tangent; thence parallel to and at a perpendicular distance of 10 feet northwardly from the southerly line, to Craft Avenue.

The northerly curb line shall be parallel to and at a perpendicular distance of 10 feet southwardly from the northerly line, from Forbes Street to a point of curve perpendicularly opposite a point on the southerly five foot line 124.52 feet westwardly from the angle at Ophelia Street; thence deflecting to the left by the arc of a

circle with a radius of 270 feet and a central angle of 43° 08' 20" for a distance of 203.29 feet to a point of tangent; thence parallel to and at a perpendicular distance of 10 feet southwardly from the northerly line, to Craft Avenue.

The northerly and southerly sidewalks shall be of a variable width and shall occupy the portions of the Street lying between the respective northerly and southerly Street and curb lines as above described.

The roadway shall be of a variable width and shall occupy the central portion of the Street lying between the curb lines as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 30, 1921.

Approved August 31, 1921.

Ordinance Book 32, Page 616.

No. 403

AN ORDINANCE — Fixing the width

and position of the sidewalks and roadway and providing for slopes, parking, etc., of The Boulevard of the Allies, from the westerly line of Shingiss Street produced to the easterly line of Seneca Street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway of the Boulevard of the Allies, from the westerly line of Shingiss Street produced at Station 12+91.57 on the southerly curb line (as described by Ordinance No. 357, approved July 28th, 1921, fixing the position of the southerly curb line of the Boulevard of the Allies, from Grant Street to a point 333.7 feet east of Brady Street and establishing and re-establishing the grade thereof) to the easterly line of Seneca Street at Station 64+93.94 on the southerly curb line, shall be and the same are hereby fixed as follows, to-wit:

The southerly sidewalk from the westerly line of Shingiss Street produced to the easterly line of Seneca Street shall have a uniform width of 12 feet and shall lie along and parallel the southerly curb line as fixed by the aforesaid Ordinance No. 357.

The roadway shall have a uniform width of 40 feet and shall lie along and parallel the southerly sidewalk,

from the westerly line of Shingiss Street produced at Station 12+91.57 on the southerly curb line to Station 32+22.37 on the southerly curb line; thence it shall be of a variable width and shall occupy the central portion of the Street lying between the said southerly curb line and the present northerly curb line to Gist Street; thence it shall have a uniform width of 40 feet and lie along and parallel the southerly sidewalk to the easterly line of Seneca Street.

The northerly sidewalk shall have a uniform width of 12 feet and shall lie along and parallel the northerly line (as at present) from a point at Bluff Street distant 184.39 feet west of Stevenson Street to Gist Street; thence it shall be of a variable width and shall occupy the portion of the Street lying between the northerly line and the roadway to the easterly line of Seneca Street.

The remaining portions of the Street lying without the sidewalks and roadways shall be used for slopes, parking, etc.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 30, 1921.

Approved August 31, 1921.

Ordinance Book 32, Page 617.

No. 404

AN ORDINANCE — Widening certain

portions of Brownsville Avenue in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street, hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G" and "H"; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* certain portions of Brownsville Avenue in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle of William Street, be widened

as hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G" and "H".

PORTION "A" of BROWNSVILLE AVENUE shall be widened so that the Street as widened shall lie between the street lines as hereinafter described.

PORTION "A": From a point 22.92 feet west of the third angle east of Warrington Avenue to a point 105.00 feet (more or less) east of the first angle east of Hartford Street.

The NORTHERLY line shall begin at a point on the present northerly line of Brownsville Avenue, 50 feet wide, distant 22.92 feet west of the third angle east of Warrington Avenue; thence deflecting to the left and in a westerly direction by the arc of a circle having a central angle of $30^{\circ} 0'$ and a radius of 524.73 feet for the distance of 274.75 feet to a point of compound curve; thence continuing to deflect to the left and in a westwardly direction by the arc of a circle having a central angle of $133^{\circ} 28' 20''$ and a radius of 161.11 feet for the distance of 375.31 feet to a point of reverse curve, said point of reverse curve being on the southerly line of the Street distant 105.00 feet (more or less) eastwardly from the first angle east of Hartford Street.

The SCUTHERLY line shall begin at a point on the present southerly line of Brownsville Avenue distant 14.40 feet eastwardly from the third angle east of Warrington Avenue; thence deflecting to the left and in a westwardly direction by the arc of a circle having a central angle of $30^{\circ} 0'$ and a radius of 510.10 feet for the distance of 267.09 feet to a point of compound curve; thence continuing to deflect to the left and in a westwardly direction by the arc of a circle having a central angle of $133^{\circ} 28' 20''$ and a radius of 221.11 feet and continuing along the said present line for the distance of 515.08 feet to a point.

Portions "B", "C", "D", "E", "F", "G" and "H" of Brownsville avenue as hereinafter designated and described shall be widened by taking for public use for highway purpose all the following described pieces of land.

Portion "B": on south side of Brownsville avenue at Hartford street.

Beginning at a point of reverse curve on the southerly line as described in Portion "A"; thence deflecting to the right and in a northwesterly direction by the arc of a circle having a central angle of $53^{\circ} 04' 40''$ and a radius of 325.80 feet for the dis-

tance of 301.32 feet (more or less) to a point on the present southerly line of Brownsville avenue distant S. $61^{\circ} 36' 30''$ E., 30.30 feet from the angle at Hartford street; thence along the present southerly line of Brownsville avenue S. $61^{\circ} 36' 30''$ E., 193.84 feet to a point; thence continuing along the said southerly line N. $88^{\circ} 58' 30''$ E., 105.00 feet (more or less) to a point; thence S $7^{\circ} 08' 40''$ E., 11.11 feet to the place of beginning.

Portion "C": From Hartford street to Behring street:

Beginning at a point on the present southerly line of Brownsville avenue N. $23^{\circ} 28' 20''$ W., 26.50 feet (more or less) from the angle at Hartford street; thence deflecting to the right and in a northerly direction by the arc of a circle having a central angle of $19^{\circ} 19'$ and a radius of 325.80 feet for the distance of 109.80 feet (more or less) to a point of reverse curve; thence deflecting to the left and in a westerly direction by the arc of a circle having a central angle of $29^{\circ} 45' 20''$ and a radius of 299.93 feet for the distance of 155.76 feet to a point on the present southerly line of Brownsville avenue distant N. $46^{\circ} 40' 40''$ W., 69.29 feet from the angle at Behring street; thence continuing along the said southerly line S. $46^{\circ} 40' 40''$ E., 69.29 feet to the said angle at Behring street; thence continuing along the said southerly line S. $23^{\circ} 28' 20''$ E., 196.38 feet to the place of beginning.

Portion "D": On the north side of Brownsville avenue at Hartford street:

Beginning at the intersection of the northerly line of Hartford street and the northerly line of Brownsville avenue; thence along the said northerly line of Brownsville avenue N. $23^{\circ} 28' 20''$ W., 46.00 feet (more or less) to a point; thence deflecting to the left and in an easterly direction by the arc of a circle having a central angle of $12^{\circ} 01' 20''$ and a radius of 264.47 feet for the distance of 55.50 feet (more or less) to a point on the said northerly line of Hartford street; thence along the said northerly line of Hartford street N. $87^{\circ} 19' 0''$ W., 17.00 feet (more or less) to the place of beginning.

Portion "E": At the first angle west of Behring street:

Beginning at a point on the present southerly line of Brownsville avenue distant S. $46^{\circ} 40' 00''$ E., 98.53 feet from the first angle west of Behring street; thence deflecting to the left and in a westerly direction by the arc of a circle having a central angle

of 6° 44' 0" and a radius of 1674.90 feet for the distance of 196.83 feet to a point of tangent on the present southerly line of the Street; thence by the tangent to the said curve and along the present southerly line of the Street S. 53° 24' E., 98.53 feet to the said angle west of Behring street; thence continuing along the said southerly line S. 46° 40' E., 98.53 feet to the place of beginning.

Portion "F": From a point 109.33 feet west of the first angle west of Behring street to a point 94.25 feet west of the fourth angle east of William street:

Beginning at a point on the present southerly line of Brownsville avenue distant N. 53° 24' W., 109.83 feet from the first angle west of Behring street; thence deflecting to the left in a westerly direction by the arc of a circle with a central angle of 42° 42' and a radius of 263.50 feet for the distance of 196.37 feet to a point of reverse curve; thence deflecting to the right and in a westerly direction by the arc of a circle with a central angle of 78° 27' 0" and a radius of 294.01 feet for the distance of 402.55 feet to a point of reverse curve thence deflecting to the left in a westerly direction by the arc of a circle having a central angle of 35° 33' 0" and a radius of 294.00 feet for the distance of 182.42 feet to a point of tangent on the present southerly line of Brownsville avenue; thence along the said southerly line to the place of beginning, by the following described courses S. 53° 11' 40" E., 92.25 feet and tangent to the last described curve to the fourth angle east of William street; thence S. 25° 02' 0" E., 195.83 feet to a point; thence S. 42° 56' 40" E., 46.50 feet (more or less) to a point of curve; thence deflecting to the left and in an easterly direction by the arc of a circle with a central angle of 54° 59' 0" and a radius of 247.51 feet for the distance of 237.52 feet to a point of tangent; thence by the tangent N. 32° 04' 20" E., 100.98 feet to a point; thence S. 53° 24' 0" E., 119.51 feet to the place of beginning.

Portion "G": At the third angle east of William street:

Beginning at a point on the present southerly line of Brownsville avenue, 50 feet wide, S. 53° 11' 40" E., 96.45 feet from the third angle east of William street; thence deflecting to the left and in a westerly direction by the arc of a circle having a radius of 679.35 feet and a central angle of 16° 09' 40" for the distance of 191.62 feet to a point on the present

southerly line; thence by the tangent to the said curb which is the present southerly line, S. 69° 21' 20" E., 96.45 feet to a point; thence continuing along the present southerly line of the Street S. 53° 11' 40" E., 96.45 feet to the place of beginning.

Portion "H": At the second angle east of William street:

Beginning at a point on the present northerly line of Brownsville avenue, 50 feet wide, distant 121.79 feet S. 69° 21' 20" E., from the second angle east of William street; thence continuing along the present northerly line N. 69° 21' 20" W., 121.79 feet to a point; thence continuing along the present northerly line N. 46° 19' 0" W., 153.52 feet to a point thence continuing along the present northerly line N. 41° 22' 20" W., 21.94 feet to a point; thence deflecting to the right and in a westerly direction by the arc of a circle having a radius of 601.99 feet and a central angle of 27° 59' 0" for the distance of 294.01 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Brownsville avenue in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington avenue and a point 23.02 feet west of the first angle east of William street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages, and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 1, 1921.

Ordinance Book 32, Page 618.

No. 405

AN ORDINANCE—Authorizing and directing the grading, regrading, paving, re-paving, curbing, recurbing, construction of approaches and viaducts thereon and otherwise improving the Boulevard of the Allies, from Grant street to Gist street, and from a point 346.96 feet East of Seneca

street to Craft avenue, and the grading, re-grading, paving, re-paving, curbing, re-curbing and otherwise improving of the streets and avenue affected thereby, describing the same, and appropriating and setting aside from the proceeds of the "Boulevard of the Allies Improvement Bonds", Bond Fund Appropriation No. 207, the sum of One Million and Fifty Thousand (\$1,050,000.00) dollars for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Boulevard of the Allies be graded, re-graded, paved, re-paved, curbed, re-curbed, and otherwise improved, including the construction of approaches and viaducts thereon, from Grant street to Gist street, and from a point 346.96 feet East of Seneca street to Craft avenue, and that the streets and avenue affected thereby be graded, re-graded, paved, re-paved, curbed, re-curbed and otherwise improved between the following points:—Second avenue, from Grant street to Ross street; Grant street, from Water street to Third avenue; Ross street, from Water street to a point sixteen (16) feet south of the southerly line of Fourth avenue; Gist street, from Locust street to the Boulevard of the Allies; and Forbes street, from Brady street to the Boulevard of the Allies.*

Section 2. The Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the grading, re-grading, paving, re-paving, curbing, re-curbing and otherwise improving the Boulevard of the Allies, including the construction of approaches and viaducts thereon, between the said points, and the grading, re-grading, paving, re-paving, curbing, re-curbing, and otherwise improving of the said streets and avenue affected thereby; and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing said City.

Section 3. That for the payment of the cost thereof the sum of One Million and Fifty thousand (\$1,050,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of the "Boulevard of the Allies Improvement Bonds", Bond Fund Appropriation No. 207; and the Mayor and the Controller shall be and they are hereby

authorized and directed, respectively, to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 2, 1921.

Ordinance Book 32, Page 622.

No. 406

AN ORDINANCE—Re-establishing the grade of the easterly curb line of Gist street, from Locust street to the Boulevard of the Allies.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly curb line of Gist street, from a point perpendicularly opposite the southerly curb line of Locust street to the Boulevard of the Allies, shall be and the same is hereby re-established as follows, to-wit:*

Beginning at a point opposite the southerly curb line of Locust street at an elevation of 138.20 feet; thence falling at the rate of 0.82% for a distance of 83.89 feet to a point of curve to an elevation of 137.51 feet; thence by a convex parabolic curve for a distance of 60 feet to the northerly curb line of the Boulevard of the Allies to an elevation of 136.67 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 3, 1921.

Ordinance Book 32, Page 623.

No. 407

AN ORDINANCE Re-establishing the Grade of Jumonville street, from Tustin street to the Boulevard of the Allies.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the grade of the easterly curb line of Jumonville street, from Tustin street to the Boulevard of the Allies, shall be and the same is hereby re-established as follows, to-wit:

Beginning at the southerly curb line of Tustin street at an elevation of 134.77 feet; thence rising at the rate of 1.20% for a distance of 73.87 feet to a point of curve to an elevation of 135.66 feet; thence by a convex parabolic curve for a distance of 60 feet to point of tangent to an elevation of 135.12 feet thence falling at the rate of 3% for a distance of 74.52 feet to the northerly curb line of the Boulevard of the Allies to an elevation of 132.88 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 3, 1921.

Ordinance Book 32, Page 624.

No. 408

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and re-establishing the grade of the northerly curb line of Carson street east, from the south approach to the Smithfield Street Bridge to South First street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the northerly curb line of Carson street East, from the south approach to the Smithfield Street Bridge to South First street, shall be parallel to and 10 feet southwardly from the northerly line of the street.

The southerly curb line from Sycamore street to Brownsville avenue shall be parallel to and 10 feet northwardly from the southerly line of the street.

The southerly curb line from Brownsville avenue to South First street shall be parallel to and 38 feet southwardly from the above described northerly curb line.

The sidewalks shall occupy those portions of the Street between their respective building lines and the above described curb lines.

The roadway shall be of a variable width and shall occupy that portion of the Street between the above described curb lines.

The grade of the northerly curb line shall begin on the easterly curb line of the south approach to the Smithfield Street Bridge, said point being at a distance of 99.16 feet northwardly from the intersection of the present northerly curb line of Carson street east and the easterly curb line of the south approach to the Smithfield Street Bridge at an elevation of 43.48 feet; thence falling at a rate of 2.44% for a distance of 101.58 feet to a point of curve to an elevation of 41.00 feet; thence by a concave parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 40.04 feet; thence falling at a rate of 0.75% for a distance of 321.11 feet to a point of curve to an elevation of 37.64 feet; thence by a concave parabolic curve for a distance of 50 feet to a point of tangent to an elevation of 37.89 feet; thence rising at a rate of 1.75% for a distance of 370.17 feet to a point of curve to an elevation of 44.36 feet; thence by a convex parabolic curve for a distance of 50 feet to a point of tangent to an elevation of 44.62 feet; thence falling at a rate of 0.72% for a distance of 177.47 feet to the westerly curb line of South First street to an elevation of 43.34 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 3, 1921.

Ordinance Book 32, Page 624.

No. 409

AN ORDINANCE—Fixing the width and position of the sidewalk and roadway and establishing the grade of North Dunfermline street, from Tioga street to Finance street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalk and roadway and the grade of the easterly line of North Dunfermline street, from Tioga street to Finance street, be and the same is hereby fixed and established as follows, to-wit:

The westerly sidewalk shall be of a uniform width of 5 feet and shall lie along and parallel the westerly line of the Street as laid out in Mellon's plan of Homewood Lots.

The roadway shall be of a uniform width of 15 feet and shall occupy that portion of the Street lying between the sidewalk as above described and the easterly line of the Street as laid out in the above mentioned Plan.

The grade of the easterly line shall begin on the south curb line of Tioga street at an elevation of 214.03 feet (curb as set); thence rising at the rate of 0.75 feet per 100 feet for the distance of 36.30 feet to a point of curve to an elevation of 214.30 feet; thence by a convex parabolic curve for the distance of 30 feet to a point of tangent to an elevation of 214.15 feet; thence falling at the rate of 1.75 feet per 100 feet for the distance of 42.41 feet to the north line of Cassina way to an elevation of 213.41 feet; thence level for the distance of 15 feet to the south line of Cassina way to an elevation of 213.41 feet; thence rising at the rate of 1 foot per 100 feet for the distance of 41.33 feet to a point of curve to an elevation of 213.82 feet; thence by a convex parabolic curve for the distance of 30 feet to a point of tangent to an elevation of 213.67 feet; thence falling at the rate of 2 feet per 100 feet for the distance of 37.67 feet to the north curb line of Susquehanna street to an elevation of 212.92 feet (curb as set); thence level for the distance of 22 feet to the south curb line of Susquehanna street to an elevation of 212.92 feet (curb as set); thence rising at the rate of 0.90 feet per 100 feet for the distance of 109. feet to the north line of Annan Way to an elevation of 213.90 feet; thence level for the distance of 15 feet to the south line of Annan way to an elevation of 213.90 feet; thence rising at the rate of 1.23 feet per 100 feet for the distance of 109. feet to the north curb line of Finance street to an elevation of 215.24 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 626.

No. 410

AN ORDINANCE—Opening Edgerton avenue in the 14th ward of the City of Pittsburgh, from South Dallas avenue to the westerly property line of Robinson and Dickey's Plan of Lots and providing that the cost, damages and expenses occasioned thereby be assessed and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Edgerton avenue in the 14th ward of the City of Pittsburgh, from South Dallas avenue to the westerly property line of Robinson and Dickey's Plan of Lots, as recorded in the Recorder's office of Allegheny County in Plan Book Volume 13, Page 41, be and the same is hereby opened to a width of 60 feet in accordance with Ordinance No. 118, approving, confirming and locating certain streets and alleys and avenues in the City of Pittsburgh as laid out in a certain Plan known as Parts of the 21st and 22nd Wards Plan of Streets, approved by Council November 11th, 1872, which was approved by the Mayor June 29th, 1894 and recorded in Ordinance Book Volume 9, Page 618.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Edgerton avenue, from South Dallas avenue to the westerly property line of Robinson and Dickey's Plan of Lots, to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921

Approved September 6, 1921.

Ordinance Book 32, Page 626.

No. 411

AN ORDINANCE—Widening the south approach to the Island Avenue Bridge in the 21st ward of the City of Pittsburgh, from Blevins street to Island Avenue Bridge: Fixing the width and position of the sidewalk and roadway, establishing and re-establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed

ed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the south approach to the Island Avenue Bridge, from Blevins street to the Island Avenue Bridge, be and the same is hereby widened to a variable width so that the Street as widened shall include all of the following described property, to-wit:

Beginning at the intersection of the westerly line of Chateau street produced and the northerly line of Blevins street; thence extending in a northerly direction, being the extension of the westerly line of Chateau street for a distance of 26.64 feet to a point of curve; thence deflecting to the left and extending northwestwardly by the arc of a circle having a radius of 100 feet and a central angle of $33^{\circ} 36' 30''$ for a distance of 58.66 feet to a point of tangent; thence extending northwestwardly by a line tangent to said last mentioned curve for a distance of 28.28 feet to a point of curve; thence deflecting to the right and extending northwestwardly by the arc of a circle having a radius of 279 feet and a central angle of $1^{\circ} 56'$ for a distance of 9.41 feet to a point of tangent; thence extending northwestwardly by a line tangent to said last mentioned curve for a distance of 54.8 feet to a point of curve; thence deflecting to the left and extending northwestwardly by the arc of a circle having a radius of 231 feet and a central angle of $13^{\circ} 23'$ for a distance of 53.96 feet to a point of tangent; thence extending northwestwardly by a line tangent to said last mentioned curve for a distance of 17.45 feet to a point of curve; thence deflecting to the right and extending northwestwardly by the arc of a circle having a radius of 104 feet and a central angle of $6^{\circ} 10' 15''$ for a distance of 11.20 feet to the easterly line of Gironde street; thence northwardly along the easterly line of Gironde street for a distance of 95.8 feet to the line of the abutment of the Island Avenue Bridge; thence extending eastwardly along the line of the abutment of the Island Avenue Bridge for a distance of 43.7 feet; thence extending southwardly along the line of the abutment for a distance of 8.0 feet; thence extending southeastwardly along the line of the wall by the arc of a circle having a radius of 62.5 feet and a central angle of $33^{\circ} 42' 40''$ for a distance of 36.77 feet to a point of

tangent; thence extending southeastwardly by a line tangent to said last mentioned curve for a distance of 17.45 feet to a point of curve; thence deflecting to the right and extending southeastwardly by the arc of a circle having a radius of 272.5 feet and a central angle of $13^{\circ} 23'$ for a distance of 63.65 feet to a point of tangent; thence extending southeastwardly by a line tangent to said last mentioned curve for a distance of 54.8 feet to a point of curve; thence deflecting to the left by the arc of a circle having a radius of 237.5 feet and a central angle of $1^{\circ} 56'$ for a distance of 8.01 feet to a point of tangent; thence extending southeastwardly by a line tangent to said last mentioned curve for a distance of 72.82 feet to an angle point; thence deflecting to the right by angle of $33^{\circ} 36' 30''$ and extending southwardly for a distance of 67.89 feet to the northerly line of Blevins street; thence deflecting to the right $90^{\circ} 01' 30''$ and extending westwardly along the northerly line of Blevins street for a distance of 42.5 feet to the place of beginning.

This description includes the present south approach to the Island Avenue Bridge.

The southerly curb line and sidewalk shall begin on the northerly curb line of Blevins street and be parallel to and 10 feet eastwardly from the above described building line and shall extend northwardly 34.85 feet to a point of curve; thence deflecting to the right by the arc of a circle having a radius of 110 feet and a central angle of $33^{\circ} 36' 30''$ for a distance of 64.52 feet to a point of tangent at which point said curb line shall be 9 feet northwardly from the above described building line; thence parallel to and 9 feet northwardly from the above described building line to a point opposite where the above described building line intersects the easterly line of Gironde street; thence by the arc of a circle deflecting to the right and having a radius of 95 feet to a point of compound curve from this the curve line shall diverge to the right by the arc of a circle having a radius of 36.8 feet to the curb line of the Island Avenue Bridge.

The roadway shall be of a variable width and shall occupy the remaining portion of the street lying outside of the lines of the curb and sidewalk as above described.

Section 2. The grade of the southerly curb line shall begin on the northerly curb line of Blevins street

at an elevation of 52.74 feet; thence rising at a rate of 7.47 feet per 100 feet for a distance of 266.88 feet to a point of horizontal curve to an elevation of 72.67 feet; thence rising at a rate of 5.12 feet per 100 feet for a distance of 59.80 feet to a point of compound horizontal curve to an elevation of 75.73 feet thence rising at a rate of 0.67 feet per 100 feet for a distance of 40.15 feet to the Island Avenue Bridge to an elevation of 76.00 feet.

Section 3. The Department of Public Works is hereby authorized and directed to cause said south approach to the Island Avenue Bridge, from Blevins street to the Island Avenue Bridge, to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 4. The cost, damages and expenses caused thereby and the benefits to pay same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 627.

No. 412

AN ORDINANCE—Granting unto the Pittsburgh & Western Railroad, its successors and assigns, the right to construct, maintain and use a third track on and along River avenue from Mendota street to Warfield street, Twenty-third Ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Pittsburgh & Western Railroad, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a third standard gage railroad track on River avenue, located 14' from center to center south of the present track and running parallel from a point 25' west of the western building line of Men-*

dota street, thence eastwardly for an approximate distance of 1,910' to a point 40' west of the western building line of Warfield street, for the purpose of relieving congestion on present tracks.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-174, Folder "A", in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Third Track on River avenue, Twenty-third ward, City of Pittsburgh, for the Pittsburgh & Western Railroad".

Section 2. The said company prior to the beginning of construction of the track shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of the said track and said plans and the construction of the track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same, provided, however, that, until the City of Pittsburgh enacts a General Ordinance relating to the construction, maintenance and use of tracks on city streets and compensation for same, the said Pittsburgh & Western Railroad, its successors and assigns, shall pay into the Treasury of the City of Pittsburgh the sum of fifty (50c) cents per lineal foot per annum as long as said tracks remain on said River avenue between Mendota and Warfield streets, Twenty-third Ward.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such

times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Pittsburgh & Western Railroad, its successors and assigns, to that effect; and that the said grantee shall, when so notified at the expiration of the said six months, forthwith, remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to-wit: This ordinance shall become null and void unless within ninety (90) days after its passage and approval, the Pittsburgh & Western Railroad shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 191.

Approved September 6, 1921.

Ordinance Book 32, Page 629.

No. 413

AN ORDINANCE—Widening Sumac Way, in the Eleventh Ward of the City of Pittsburgh, from Frankstown Avenue to Ursina Street, establishing the grade and changing the name thereof to Larimer Avenue, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That SUMAC WAY, in the Eleventh Ward of the City of Pittsburgh, from Frankstown Avenue to Ursina Street, be widened to a width of 60 feet by taking for public use for highway purposes all the following described property, to-wit:*

BEGINNING at a point on the northerly line of Frankstown Avenue and the easterly line of Sumac Way, as said Way was laid out in Alexander Negley's Plan of Lots recorded in the Recorder's Office of Allegheny County in Plan Book Volume 2, Part 2, Page 100; thence in a northerly direction along said easterly line of Sumac Way for the distance of 102. feet to the southerly line of Ursina Street; thence deflecting to the right 90° in an easterly direction along said southerly line of Ursina Street for the distance of 25.76 feet to the southerly line of Broad Street as widened by Ordinance approved March 23rd, 1920; thence deflecting to the right 30° 54' in a southerly direction along said southerly line of Broad Street for the distance of 16.60 feet to a point on the westerly line of property now or late of Joseph G. Vilsack; thence deflecting to the right 59° 06' in a southerly direction along said westerly line of property of Joseph G. Vilsack for the distance of 93.48 feet to the northerly line of Frankstown Avenue; thence deflecting to the right 90° in a westerly direction along said northerly line of Frankstown Avenue for the distance of 40 feet to the place of beginning.

Section 2. The **GRADE** of the **EAST CURB LINE** shall begin on the north curb line of Frankstown Avenue at an elevation of 226.46 feet (curb as set); thence falling at the rate of 3.1 feet per 100 feet for the distance of 120 feet to the south curb line of Ursina Street at an elevation of 222.74 feet.

Section 3. The **NAME** of **SUMAC WAY**, from Frankstown Avenue to Ursina Street, shall be and the same is hereby changed to "Larimer Avenue".

Section 4. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth

of Pennsylvania relating thereto and regulating the same.

Section 5. The Department of Public Works is hereby authorized and directed to cause said SUMAC WAY, from Frankstown Avenue to Ursina Street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 631.

No. 414

AN ORDINANCE—Authorizing and directing the grading and paving of Casanova Way from Janero Street to Jackson Street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Casanova Way, from Janero Street to Jackson Street be graded and paved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading and paving of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of thirty-five hundred (\$3,500.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 632.

No. 415

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Gerber Avenue from Shadeland Avenue to Brighton Road and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Gerber Avenue from Shadeland Avenue to Brighton Road, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of sixteen thousand (\$16,000.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 633.

No. 416

AN ORDINANCE — Requiring all public service corporations or other persons occupying Boulevard of the Allies from Grant Street to Craft Avenue, and Second Avenue from Grant Street to Ross Street, for furnishing light, heat or power to the public, or operating telegraph or telephone lines to place their wires and cables underground, and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system, to be constructed under the provision of this ordinance.

Whereas, it is deemed advisable for the general public interest and welfare, that the poles, wires and cables now located on Boulevard of the Allies, from Grant Street to Craft Avenue, and Second Avenue from Grant Street to Ross Street, should be removed, and the wires and cables should be placed in conduits underground, and

Whereas, the City of Pittsburgh is about to commence the construction of the Boulevard of the Allies between Grant Street and Craft Avenue, and Second Avenue between Grant Street and Ross Street, and this is an advantageous time to provide for the placing of all wires, cables and other overhead structures on this highway, underground, now therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That all public service corporations and other corporations and persons having poles and overhead wires and cables erected and constructed on the Boulevard of the Allies, from Grant Street to Craft Avenue and Second Avenue, from Grant Street to Ross Street, be and they are hereby directed and required to promptly provide for the removal or same, and permission is hereby given to such companies or persons to commence within sixty (60) days after the passage of this ordinance, the construction of the necessary conduits and other underground structures necessary for the placing of said wires and cables underground.

Section 2. That all public service corporations and other corporations or persons having overhead poles or

wires on the aforesaid streets shall have the right to erect and maintain terminal poles or other devices within the limits of each block and overhead cables or wires may be distributed from such terminal poles or other devices to such places within such blocks as consumers may require, but no overhead cable or wires shall be constructed or maintained between the terminal pole or device in one block and any such terminal pole or device in another block.

Section 3. That all public service corporations or other corporations or persons having overhead poles or wires on any of the aforesaid streets shall, upon the removal of such poles and wires, repair in good order the sidewalk and paving of said street under the direction and to the satisfaction of the Director of the Department of Public Works of the City of Pittsburgh.

Section 4. Where the City has any of its lines upon any poles required to be removed under this ordinance, the companies owning or maintaining said poles shall first remove their own lines and wires from such poles and place the same underground and when that is done, the City shall remove its lines and wires from said poles and place the same in the conduit, and thereupon the companies owning and maintaining the poles shall immediately remove the same and restore the highways to its original condition.

Section 5. All work which is required to be done under the provisions of this ordinance shall be done in accordance with the provisions of an ordinance of the City of Pittsburgh, approved May 22, 1895, and recorded in Ordinance Book, Vol. 10, Page 292, entitled, "General Ordinance relating to the entry upon, use and occupation of highways of the City of Pittsburgh by corporations supplying electric light, heat and power to the public or operating telegraph or telephone lines and providing regulations pertaining thereto, the said City of Pittsburgh reserving to itself all rights conferred upon said City under the provisions of the said general ordinances."

Section 6. The entire system of every such company and all the devices, means, appliances and apparatus and every part thereof of such corporations, insofar as the same may affect, relate to or endanger the safety of the public or the

police and fire apparatus lines of said City shall at all times be open to the inspection and be under the supervision and subject to the approval and control of the Director of the Department of Public Safety.

Section 7. Any violation of the provisions of this ordinance shall subject the person or persons so offending to a fine or penalty of not less than \$5.00 nor more than \$20.00.

Every day on which said persons or person shall fail to comply with the provisions of this Ordinance shall constitute a separate offense and all such fines and penalties shall be recovered with cost to be collected as fines are now collected by law. Provided, however, that no person or persons shall be liable to fine under the provisions of this Ordinance if interfered with in complying with the requirements of this Ordinance by any act of the City of Pittsburgh, whether to make or complete the improvements proposed on said streets or otherwise, and the Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to extend the time in which said overhead wires are to be placed underground as may be necessary on account of delays in undertaking or completing the said improvements on said streets of the City of Pittsburgh.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 634.

No. 417

AN ORDINANCE — Requiring all public service corporations or other persons occupying Carson Street West, from Smithfield Street Bridge approach to Point Bridge, for furnishing electric light, heat or power to the public, or operating telegraph or telephone lines to place their wires and cables, underground, and removing all overhead structures thereon, and prescribing regulations therefor and reserving to the City of Pittsburgh certain rights in said underground system, to be constructed under the provisions of this ordinance,

Whereas, it is deemed advisable for the general public interest and welfare, that the poles, wires and cables now located on Carson Street West, from Smithfield Street Bridge approach to Point Bridge, should be removed and the wires and cables should be placed in conduits underground, and

Whereas, the City of Pittsburgh is about to widen and reconstruct Carson Street West, from Smithfield Street Bridge approach to Point Bridge, and this is an advantageous time to provide for the placing of all wires, cables and other overhead structures on this highway, underground, now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That all public service corporations and other corporations and persons having poles and overhead wires and cables erected and constructed on Carson Street West, from Smithfield Street Bridge approach to Point Bridge, be, and they are hereby directed and required to promptly provide for the removal of the same, and permission is hereby given to such companies or persons to commence within thirty (30) days after the passage of this ordinance, the construction of the necessary conduits and other underground structures necessary for the placing of the said wires and cables underground.

Section 2. That all public service corporations and other corporations or persons having overhead poles or wires on the aforesaid streets shall have the right to erect and maintain terminal poles or other devices within the limits of each block and overhead cables or wires may be distributed from such terminal poles or other devices to such places within such blocks as consumers may require, but no overhead cable or wires shall be constructed or maintained between the terminal pole or device in one block and any such terminal pole or device in another block.

Section 3. That all public service corporations or other corporations or persons having overhead poles or wires on the aforesaid street shall, upon the removal of such poles and wires, repair in good order the sidewalks and paving of said street under the directions and to the satisfaction of the Director of Public Works of the City of Pittsburgh.

Section 4. Where the city has any of its lines upon any poles required to be removed under this ordinance, the companies owning or maintaining said poles shall first remove their own lines and wires from such poles and place the same underground and when that is done, the City shall remove its lines and wires from said poles and place the same in the conduit, and thereupon the companies owning and maintaining the poles shall immediately remove the same and restore the highways to its original condition.

Section 5. All work which is required to be done under the provisions of this ordinance shall be done in accordance with the provisions of an ordinance of the City of Pittsburgh, approved May 22, 1895, and recorded in Ordinance Book, Vol. 10, page 252, entitled, "General Ordinance relating to the entry upon, use and occupation of highways of the City of Pittsburgh by corporations supplying electric light, heat and power to the public or operating telegraph or telephone lines and providing regulations pertaining thereto, the said City of Pittsburgh reserving to itself all rights conferred upon said City under the provisions of the said general ordinance."

Section 6. The entire system of every such company and all the devices, means, appliances and apparatus and every part thereof of such corporations, insofar as the same may affect, relate to or endanger the safety of the public or the police or fire apparatus lines of said City shall at all times be open to the inspection and be under the supervision and subject to the approval and control of the Director of the Department of Public Safety.

Section 7. Any violation of the provisions of this ordinance shall subject the person or persons so offending to a fine or penalty of not less than \$5.00 nor more than \$20.00.

Every day on which said person or persons shall fail to comply with the provisions of this ordinance shall constitute a separate offense and all such fines and penalties shall be recovered with cost to be collected as fines are now collected by law. Provided, however, that no person or persons shall be liable to fine under the provisions of this Ordinance if interfered with in complying with the requirements of this

ordinance by any act of the City of Pittsburgh, whether failure to make or complete the improvements proposed on said streets or otherwise, and the Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to extend the time in which said overhead wires are to be placed underground as may be necessary on account of delays in undertaking or completing the said improvements on said streets of the City of Pittsburgh.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed August 31, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 636.

No. 418

AN ORDINANCE—Authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Brownsville avenue, from Warrington avenue to Carson street East, and authorizing the setting aside the sum of Three hundred ninety-four thousand (\$394,000.00) dollars from the proceeds of the sale of Street Improvement Bonds, Bond Fund Appropriation No. 194, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Brownsville avenue, from Warrington avenue to Carson street east, be graded, regraded, paved, repaved, curbed, recurbed, and otherwise improved.

Section 2. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract of contracts to the lowest responsible bidder or bidders for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Brownsville avenue, from Warrington avenue to Carson street east, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 3. That for the payment of the cost thereof, the sum of Three

Hundred ninety-four thousand (\$394,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds received from the sale of Street Improvement Bonds, Bond Fund Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 2, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 638.

No. 419

AN ORDINANCE—Widening Plainfield street, in the 14th Ward of the City of Pittsburgh, at its intersection with Forbes street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Plainfield street, in the 14th Ward of the City of Pittsburgh, at its intersection with Forbes street, be widened to a uniform width of 60 feet by taking for public use for highway purposes all the following described property, to-wit:

Beginning at a point on the easterly line of Forbes street N. 32° 18' W., 17.46 feet from the present southerly line of Plainfield street; thence N. 32° 18' W., 44.01 feet along the easterly line of Forbes street produced; thence N. 70° 15' E., 43.13 feet along the northerly line of Plainfield street produced to a point on the boundary line of the Larchmont Plan as laid out by Joseph H. Moore and recorded in the Recorder's Office of Allegheny County in Plan Book Volume 22, Page 84; thence along the said boundary line S. 18° 15' W., 54.22 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Plainfield street, at its intersection with Forbes street, to be widened in conformity with the

provisions of Section 1 of this Ordinance.

Section 3. The cost, damages, and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed September 2, 1921.

Approved September 6, 1921.

Ordinance Book 32, Page 639.

No. 420

AN ORDINANCE—Providing for the appointment of sixteen additional patrolmen and four telephone operators in the Bureau of Police, Department of Public Safety and fixing the salaries therefor.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Director of the Department of Public Safety shall be and is hereby authorized, empowered and directed to appoint and employ the following additional employees in the Bureau of Police at the salaries hereinafter mentioned, to-wit:

Sixteen additional patrolmen at the following rates of wages, to-wit;

First year's service—

\$1800.00 each per annum.

Second year's service—

\$1920.00 each per annum.

Third year's service—

\$2040.00 each per annum.

Four telephone operators at the rate of \$1206.00 each per annum.

Section 2. That the salaries for the remaining portion of the fiscal year, 1921, for the employees as herein authorized shall be paid from Code Account No. 1444—Item A-1, Salaries, Regular employees, Bureau of Police.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and

the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 11, 1921.

Ordinance Book 32, Page 639.

No. 421

AN ORDINANCE—Authorizing and directing the grading, paving, curbing and otherwise improving Boulevard of the Allies, from Gist street to a point 346.96 feet east of Seneca street, including regrading, repaving and otherwise improving of Jumonville street, from Boulevard of the Allies to Tustin street, as affected thereby, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Boulevard of the Allies, from Gist street to a point 346.96 feet east of Seneca street, be graded, paved, curbed and otherwise improved and that Jumonville street, from Boulevard of the Allies to Tustin street, as affected thereby, be regraded, repaved and otherwise improved.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving, curbing and otherwise improving of said street between said points, and the regrading, repaving and otherwise improving of Jumonville street as affected thereby, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Ninety thousand dollars (\$90,000.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 11, 1921.

Ordinance Book 32, Page 640.

No. 422

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the north sidewalk of the Boulevard of the Allies and on Seneca street, from a point about 60 feet east of Gist street, to the existing sewer on Tustin street, with a branch sewer on the north sidewalk of the Boulevard of the Allies east of Seneca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Sewer be constructed on the north sidewalk of the Boulevard of the Allies and on Seneca street, from a point about 60 feet east of Gist street, to the existing sewer on Tustin street, with a branch sewer on the north sidewalk of the Boulevard of the Allies, at a point about 60 feet east of Gist street, thence eastwardly along the north sidewalk of the Boulevard of the Allies to Seneca street, thence northwardly along Seneca street to the existing sewer on Tustin street; said sewer to be terra cotta pipe and fifteen (15") inches in diameter. With a branch sewer on the north sidewalk of the Boulevard of the Allies, east of Seneca street. Commencing on the north sidewalk of the Boulevard of the Allies, at a point about 100 feet east of Seneca street, thence westwardly along the north sidewalk of the Boulevard of the Allies to the sewer on Seneca street; said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for

proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Four thousand six hundred (\$4,600.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921 .

Approved October 11, 1921.

Ordinance Book 32, Page 641.

No. 423

AN ORDINANCE—Widening certain parts of Lawn street in the fourth Ward of the City of Pittsburgh, between Maurice street and Rock street, as hereinafter designated and described as parts "A" and "B": Fixing the width and position of the sidewalks and roadway: providing for the sloping and parking of the portions of said Lawn street lying without the lines of the sidewalks and roadway: and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That certain parts of Lawn street in the Fourth Ward of the City of Pittsburgh, between Maurice street and Rock street shall be and the same are hereby widened by taking for public use for highway purposes all the following described property as hereinafter designated and described as parts "A" and "B", according to the hereinafter description, to-wit:

PART "A"

Beginning at the southerly line of Maurice street as laid out in the

James S. Craft Esq., Plan of Building Lots, recorded in the Recorder's Office of Allegheny County in Plan Book Volume 4, Page 189; thence along the present westerly line of Lawn street as opened by Ordinance No. 164 approved March 4th, 1884, Ordinance Book Volume 4, Page 449, S. 26° 35' 30" E., 103.51 feet to the northerly line of a 15 foot Way as laid out in the said James S. Craft Esq., Plan of Building Lots; thence along the said northerly line of the 15 foot Way S. 47° 40' W., 90.91 feet to the dividing line between Lots No. 5 and No. 6 in the said Plan; thence along the said dividing line N. 42° 20' W., 44.63 feet to a point; thence N. 47° 40' E., 20 feet to a point on the dividing line between Lots No. 6 and No. 7 in the said Plan; thence along the said dividing line between Lots No. 6 and No. 7, N. 42° 20' W., 55 feet to the southerly line of Maurice street; thence along the southerly line of Maurice street N. 47° 40' E., 99.01 feet to the place of beginning.

PART "B".

Beginning at the intersection of the present westerly line of Lawn street and the southerly line of a 15 foot Way produced, as laid out in the aforesaid James S. Craft Esq., Plan of Building Lots; thence along the present westerly line of Lawn Street S. 26° 35' 30" E., 122.84 feet to the northerly line of Rock street as laid out in the said James S. Craft Esq., Plan of Building Lots; thence along the said northerly line of Rock street S. 50° 10' W., 65 feet to the easterly line of Cathedral street as laid out in the said James S. Craft Esq., Plan of Building Lots; thence along the said easterly line of Cathedral street N. 13° 13' E., 37.3 feet to a point; thence N. 76° 47' W., 40 feet to the westerly line of Cathedral street; thence continuing along the dividing line between Lots No. 18 and No. 19 in the aforesaid James S. Craft Esq., Plan of Building Lots N. 76° 47' W., 74.33 feet to the southerly line of the aforesaid 15 foot way; thence along the southerly line of the 15 foot Way 132.13 feet to the place of beginning.

Section 2. The easterly sidewalk shall lie along and parallel the present easterly building line and shall have a uniform width of 9 feet.

The Roadway shall lie along and parallel the easterly sidewalk and shall have a uniform width of 22 feet.

The westerly sidewalk shall lie along and parallel the roadway and

shall have a uniform width of 9 feet.

The Remainder of the Street lying without the lines of the sidewalks and roadway, as above described, shall be used for slopes, parking, etc.

Section 3. The Department of Public Works is hereby authorized and directed to cause certain parts of Lawn street in the Fourth Ward from Maurice street to Rock street, to be widened in conformity with the provisions of this Ordinance.

Section 4. The cost, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 11, 1921.

Ordinance Book 32, Page 642.

No. 424

AN ORDINANCE—Creating the position of additional Engineering Draftsman in the Department of Assessors, and fixing the salary thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That from and after the passage and approval of this ordinance there is hereby created an additional position in the Department of Assessors, to be known as Engineering Draughtsman at a salary of \$2034.00 per annum, payable semi-monthly from Code Account No. 1093, Salaries, Regular Employees, Department of Assessors.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 644.

No. 425

AN ORDINANCE—Authorizing the Director of the Department of Public Works to appoint and employ certain additional temporary employees in the Division of Design, Bridges, and Streets, Department of Public Works, and fixing the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That on and after the passage and approval of this Ordinance the Director of the Department of Public Works shall be and he is hereby authorized to appoint and employ until December 31st, the following additional temporary employees in certain Divisions of the Department of Public Works at the respective salaries set forth

DIVISION OF DESIGN

Five Engineering Draughtsmen
\$169.50 each per month.

DIVISION OF BRIDGES

Five Engineering Draughtsmen
\$169.50 each per month.
Two Public Works Inspectors
5.25 each per day.

DIVISION OF STREETS

Two Engineering Draughtsmen
\$169.50 each per month.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 644.

No. 426

AN ORDINANCE—Amending Section 35, Department of Health, Tuberculosis Hospital, and Section 36, Department of Health, Municipal Hospital, of Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2nd, 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

from and after the first day of January, 1921, that Section 35, Department of Health, Tuberculosis Hospital, of Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1920, be amended by adding to the end thereof the following:

1 Painter—not to exceed C. U. W.

Section 2. That from and after the first day of January 1921, that Section 36, Department of Health, Municipal Hospital, of the Ordinance entitled, "An Ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, and the rate of compensation thereof", approved January 2, 1920, be amended by adding to the end thereof the following:

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

1 Painter—not exceed C. U. W.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 645.

No. 427

AN ORDINANCE—Widening Bigelow Boulevard at its intersection with Kirkpatrick street in the Second Ward of the City of Pittsburgh and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Bigelow Boulevard, at its intersection with Kirkpatrick street in the Second Ward of the City of Pittsburgh, be widened by taking for public use for highway purposes all the following described property, to-wit:

Beginning at the intersection of the northerly line of Kirkpatrick street and the southerly line of Bigelow Boulevard as said Streets are now opened; thence in a westerly direction along the northerly line of Kirkpatrick street for the distance of 67 feet to a point; thence deflecting to the right $102^{\circ} 31' 05''$ in a north-

erly direction for the distance of 39.46 feet to a point on the southerly line of Bigelow Boulevard; thence deflecting to the right $110^{\circ} 52' 15''$ in an easterly direction along the southerly line of Bigelow Boulevard for the distance of 70 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Bigelow Boulevard in the Second Ward at its intersection with Kirkpatrick street, to be widened in conformity with the provision of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 646.

No. 428

AN ORDINANCE—Widening Second avenue, in the First Ward of the City of Pittsburgh, from Grant street to a point 20 feet eastwardly therefrom, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Second avenue, in the First Ward of the City of Pittsburgh, from Grant street to a point 20 feet eastwardly therefrom, be widened by taking for public use for highway purposes, all the following described property, to-wit:

Beginning at the intersection of the easterly line of Grant street and the northerly line of Second avenue as widened by Section 1—Portion A. Bill No. 2151, entitled "An Ordinance widening certain portions of Second avenue, in the First Ward, between Grant street and the westerly line of

Shingiss street produced, etc."; thence along the easterly line of Grant street N. 30° 56' 40" E., 23 feet to a point on the southerly line of a private alley 3 feet wide; thence along the southerly line of said 3 foot alley S. 60° 01' 43" E., 20 feet to the line dividing the properties of Louis Emanuel S. 39° 56' 40" W., 23 feet to the northerly line of Second avenue as widened by the aforesaid Bill No. 2151; thence along the said northerly line of Second avenue N. 60° 01' 40" W., 20 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause Second avenue in the First Ward, from Grant street to a point 20 feet eastwardly therefrom, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 647.

No. 429

AN ORDINANCE—Widening Carson street east in the 17th Ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street and providing that the cost, damages and expenses occasioned thereby be assessed and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Carson street east in the 17th Ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, shall be widened to a variable width by taking for public use for highway purposes all the following described property as hereinafter designated and described as Portions "A" and "B":

PORTION "A": Description of property between first angle east of Sycamore street and Brownsville avenue:

Beginning on the present southerly line of Carson street East at the first angle east of Sycamore street, said point being distant 103.33 feet east of the easterly line of Sycamore street; thence deflecting to the left 6° 36' and extending eastwardly along the present southerly line of Carson street East for a distance of 240.87 feet to an angle point; thence deflecting to the left 0° 32' and extending eastwardly along the said present southerly line for a distance of 384.02 feet to the southerly line of Brownsville avenue; thence deflecting to the right 16° 25' 40" and extending in a southeasterly direction along the southerly line of Brownsville avenue for a distance of 70.72 feet to a point; thence deflecting to the right 163° 34' 20" and extending in a westwardly direction for a distance of 451.95 feet to an angle point thence deflecting to the right 0° 32' and extending in a westwardly direction for a distance of 68.10 feet to an angle point; thence deflecting to the right 6° 36' and extending in a westwardly direction for a distance of 174.01 feet to the place of beginning.

PORTION "B": Description of property from a point 122.39 feet westwardly from the first angle west of South First street to a point 73.92 feet westwardly from South First Street:

Beginning at a point on the northerly line of Carson street east, said point being distant 73.92 feet westwardly from the intersection of the north line of Carson street east and the westerly line of South First street; thence extending westwardly along the northerly line of Carson street east for a distance of 122.39 feet to an angle point; thence deflecting to the right 6° 33' and extending westwardly along the northerly line of Carson street east for a distance of 122.39 feet to a point; thence extending eastwardly by the arc of a circle having a radius of 2138.84 feet and a central angle of 6° 33' for a distance of 244.51 feet to a point of tangent at the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause Carson street east in the 17th Ward, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 648.

No. 430

AN ORDINANCE—Widening Middletown road in the 20th Ward of the City of Pittsburgh, from Tyndall Street to Ladoga street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, Council assembled, and it is hereby ordained and enacted by the authority of the same, That Middletown road in the 20th Ward of the City of Pittsburgh, from Tyndall street to Ladoga street, be and the same is hereby widened to a width of 50 feet so that the street as widened shall lie between the lines hereinafter described:

The northerly line shall begin at a point on the westerly line of Tyndall street, said point being distant N. 53° 07' 30" E., 8.22 feet from the intersection of the westerly line of Tyndall street and the northerly line of Middletown road as laid out in D.J. Rex Plan of Lots recorded in the Recorder's Office of Allegheny County in Plan Book Volume 11, Page 192; thence N. 46° 32' W. for the distance of 371.77 feet to a point (said point being distant 8.85 feet westwardly from the easterly line of Mutual street as laid out in the above mentioned Plan); thence N. 55° 04' 30" W., along the northerly line of Middletown road as laid out in Frank R. Stoners Plan of Lots recorded in the Recorder's Office of Allegheny County in Plan Book Volume 20, Page 2, and the said northerly line produced for the distance of 235.53 feet to a point; thence N. 65° 02' 30" W., 209.05 feet to the westerly line of Jeffers street and the northerly

line of Middletown road as laid out in Andrew Patterson's Plan of Lots recorded in the Recorder's Office of Allegheny County in Plan Book Volume 6, Part 2, Page 212; thence continuing N. 65° 02' 30" W., along said northerly line of Middletown road for the distance of 806.30 feet to Ladoga street in said Plan.

The southerly line shall be parallel to and at a perpendicular distance of 50 feet southwardly from the above described northerly line.

Section 2. The department of Public Works is hereby authorized and directed to cause Middletown road in the 20th Ward, from Tyndall street to Ladoga street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The cost, damages and expenses occasioned thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 649.

No. 431

AN ORDINANCE — Amending the title and a portion of Section 1 of Ordinance No. 404, approved September 1st, 1921, entitled, "An ordinance widening certain portions of Brownsville Avenue in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street, hereinafter designated and described as Portions "A", "B", "C", "D", "E", "F", "G" and "H", and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

the title of Ordinance No. 404 approved September 15, 1921, which reads as follows, "An Ordinance widening certain portions of Brownsville Avenue, in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street, hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G" and "H" and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby" be amended to read as follows, "An Ordinance widening certain portions of Brownsville Avenue, in the 17th and 18th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street, hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G" and "H", and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Also a portion of Section 1, which reads as follows, "Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, that certain portions of Brownsville Avenue in the 18th and 19th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street, be widened as hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G" and "H" be amended to read as follows:

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That certain portions of Brownsville Avenue in the 17th and 18th Wards of the City of Pittsburgh, between a point 22.92 feet west of the third angle east of Warrington Avenue and a point 23.02 feet west of the first angle east of William Street, be widened as hereinafter designated and described as portions "A", "B", "C", "D", "E", "F", "G" and "H".

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 650.

No. 432

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of Elizabeth Foster, wife of Thos. Foster, situate in the Second Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for park purposes, therefore

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City, and for the use of the same, to have taken, appropriated and condemned for public park purposes in the manner prescribed by law all that certain hereinafter described real estate and property situate in the Second Ward of the City of Pittsburgh belonging to Elizabeth Foster, wife of Thos. Foster, bounded and described as follows:

Beginning at the intersection of the northerly line of Balboa Way as opened by Ordinance No. 44, approved July 26, 1889, and the westerly line of lot No. 27, as laid out by the Second Plan of Lots of Robert Arthurs, recorded in the Recorder's Office of Allegheny County in Plan Book Volume 4, Pages 46 and 47; thence northwardly along the said westerly line of lot No. 27 as laid out in the said plan, 94 feet more or less to the southerly line of Bigelow Boulevard as opened and widened by Ordinance No. 43, approved July 3, 1896; thence eastwardly along the said southerly line of Bigelow Boulevard as so opened and widened, 30 feet to the line dividing lots No. 27

and No. 121 of the aforesaid Second Plan of Lots of Robert Arthurs ; thence southwardly along the said dividing line, 60 feet more or less to the northerly line of Balboa Way; thence westwardly along the said northerly line of Balboa Way 54 feet to the place of beginning.

And the City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn the said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the said City and the said owner.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 651.

No. 433

AN ORDINANCE—Authorizing the taking, using, appropriating, and condemning by the City of Pittsburgh of certain property of Michael P. Harrity, situate in the Second Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for public park purposes, therefore*

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City, and for the use of the same, to have taken appropriated, and condemned for public park purposes in the manner prescribed by law all that certain hereinafter described real estate and

property situate in the Second Ward of the City of Pittsburgh belonging to Michael P. Harrity; bounded and described as follows:

Beginning at the intersection of the northerly line of Crescent Street and the line dividing lots No. 43 and No. 44 as laid out by the Second Plan of Lots of Robert Arthurs, recorded in Recorder's office of Allegheny County in plan book volume 4, pages 46 and 47, thence northwardly along the said dividing line, 63 feet more or less to the southerly line of Bigelow Boulevard as opened and widened by Ordinance No. 43, approved July 3, 1896; thence eastwardly along the said southerly line of Bigelow Boulevard as so opened and widened, 53.6 feet more or less to the line dividing Lots No. 45 and No. 46 of the aforesaid Second Plan of Lots of Robert Arthurs; thence southwardly along the said dividing line 59 feet more or less to the northerly line of Crescent Street; thence westwardly along the said northerly line of Crescent Street, 20 feet to an angle in the said northerly line of Crescent Street; thence continuing westwardly along the said northerly line of Crescent Street, 21.33 feet to the place of beginning.

And the City of Pittsburgh does hereby elect and resolve to take, use, appropriate, and condemn the said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the said City and the said owner.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 652.

No. 434

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of William V. Martin, situate in the Second Ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Depart-

ment of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for public park purposes, therefore,*

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City, and for the use of the same, to have taken, appropriated, and condemned for public park purposes in the manner prescribed by law all that certain hereinafter described real estate and property situate in the Second Ward of the City of Pittsburgh belonging to William W. Martin, bounded and described as follows:

Beginning at the intersection of the northerly line of Bigelow Boulevard as opened and widened by Ordinance No. 43, Approved July 3rd, 1896, and the line dividing lots No. 134 and No. 135 as laid out by the Second Plan of Lots of Robert Arthurs, recorded in the Recorder's Office of Allegheny County in Plan Book Volume 4, Pages 46 and 47; thence northwardly along the said dividing line, 34 feet more or less to the northerly line of Lots No. 135 and 136 in the aforesaid Second Plan of Lots of Robert Arthurs; thence eastwardly along the said northerly line of Lots No. 135 and 136 in said plan, 40 feet to the line dividing Lots No. 136 and No. 137 in the said plan, thence southwardly along the said dividing line, 40 feet more or less to the northerly line of Bigelow Boulevard; thence westwardly along the said northerly line of Bigelow Boulevard 40.6 feet more or less to the place of beginning.

And the said City of Pittsburgh does hereby elect and resolve to take, use appropriate and condemn the said real estate and property for the purposes aforesaid, the damages therefor having been agreed between the said owner.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 32, Page 653.

No. 435

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Broad street from a point about 50 ft. east of Station street, to the existing sewer on Hamilton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* That a Public Sewer be constructed on Broad street, from a point about fifty (50) feet east of Station street, to the existing sewer on Hamilton avenue. Commencing on Broad street at a point about fifty (50) feet east of Station street, thence eastwardly along Broad street to the existing sewer on Hamilton Avenue. Said sewer to be of terra cotta pipe and fifteen (15") inches in diameter, with nine (9") inch laterals, extending from the main sewer to a point one (1) foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Sixty-five hundred (\$6,500.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The any Ordinance or part of Ordinance, conflicting with the

provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 1.

No. 436

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Martha street from a point about forty (40) feet southeast of Trinity street to the existing sewer on El Paso street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a Public Sewer be constructed on Martha street from a point about forty (40) feet southeast of Trinity street to the existing sewer on El Paso street; commencing on Martha street at a point about forty (40) feet southeast of Trinity street, thence southeastwardly along Martha street to the existing sewer on El Paso street said sewer to be terra cotta pipe and fifteen (15") inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Twelve hundred (\$1,200.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 1.

No. 437

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the north sidewalk of Terrace street from a point about 305 feet west of Robinson street to the existing sewer on Robinson street, and providing that the costs, damages and expenses of the same be assessed and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a public sewer be constructed on the north sidewalk of Terrace street from a point about 305 feet west of Robinson street to the existing sewer on Robinson street. Commencing on the north sidewalk of Terrace street at a point about 305 feet west of Robinson street, thence eastwardly along the north sidewalk of Terrace street to the existing sewer on Robinson street; said sewer to be terra cotta pipe and twelve (12") inches in diameter.

Section 2. The Mayor and the Director are hereby authorized and directed to of the Department of Public Works advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Eleven hundred (\$1,100.00) dollars which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts

of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 2.

No. 438

AN ORDINANCE—Authorizing and directing the construction of a public sewer on the southeast sidewalk of Windsor street from a point about 50 feet northeast of Greenfield avenue to the existing sewer on Lilac street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on the southeast sidewalk of Windsor street from a point about 50 feet northeast of Greenfield avenue, to the existing sewer on Lilac street, commencing on the southeast sidewalk of Windsor street at a point about 50 feet northeast of Greenfield avenue, thence northeastwardly along the southeast sidewalk of Windsor street to the existing sewer on Lilac street; said sewer to be terra cotta pipe and fifteen inches (15") in diameter.

Section 2. The Mayor and the Director are hereby authorized and directed to of the Department of Public Works advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of Eleven hundred (\$1,100.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 3.

No. 439

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of North Dunfermline street from Tioga street to Finance street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That North Dunfermline street from Tioga street to Finance street be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of Three thousand eight hundred (\$3,800.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 4.

No. 440

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Ravenna street from Shady avenue to Spahr street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ravenna street from Shady avenue to Spahr street, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Thirty-five thousand (\$35,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 4.

No. 441

AN ORDINANCE—Authorizing, and directing the grading, paving and curbing of Winterton street from Stewart street to the northerly terminus thereof, at the north line of Samuel W. Black and J. H. Park plan of lots, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Winterton street, from Stewart street to the northerly terminus thereof, at the north line of Samuel W. Black and J. H. Park plan of lots, be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts not to exceed the total sum of Twenty-two thousand (\$22,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 5.

No. 442

AN ORDINANCE—Authorizing and directing the Mayor and the Di-

Director of the Department of Supplies to advertise for proposals and to award a contract or contracts for furnishing one motion picture camera for use of the Photographic Division, Department of Public Works, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for furnishing one motion picture camera for the use of the Photographic Division, Department of Public Works, for a sum not to exceed One thousand (\$1,000.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the furnishing of the said motion picture camera in accordance with the laws and ordinances governing said City.

Section 2. That the payment of the cost thereof, the sum of One Thousand (\$1,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street."

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 6.

No. 443

AN ORDINANCE—Authorizing and directing the Director of the Department of Public Works to extend the construction of a new curbing and laying of sidewalks on Bigelow Boulevard under the terms of Contract No. 5647, Mayor's Office File No. 288, entered into September 23, 1921, with the D. Collins Company, and authorizing the setting aside of the sum of Seventy-five hundred (\$7,500.00) dollars from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, for the payment of the cost thereof.

Whereas, by virtue of Ordinance No. 378, approved August 18, 1921, the sum of Fifteen Thousand (\$15,000.00) dollars was appropriated, and Contract No. 5647, Mayor's Office File No. 288, duly entered into September 23, 1921, with the D. Collins Company for the construction of new curbing and laying sidewalk on the northerly side of Bigelow Boulevard from Seventh avenue eastwardly, and

Whereas, it is now ascertained that an unencumbered balance in excess of Seventy-five hundred (\$7,500.00) dollars will be remaining in Bond Fund Appropriation No. 191, which can be made available for the extension of this improvement, and

Whereas, in order to avoid the delay entailed in the award of a separate contract, and permit of completing this improvement at the earliest possible date, it is deemed advisable to construct the additional curbing and sidewalk under the very reasonable terms of the aforesaid contract, No. 5647, entered into with the D. Collins Company, Now, Therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That that the Director of the Department of Public Works shall be, and he is hereby authorized and directed to extend the construction of new curbing and laying of sidewalks on the northerly side of Bigelow Boulevard to a point near Thirtieth street, and on the southerly side thereof westwardly from the westerly end of the retaining wall at Elm street, under the terms of Contract No. 5647, Mayor's Office File No. 288, entered into September 23, 1921, with the D. Collins Company.

Section 2. That for the payment of the cost of the extension of said improvement, the sum of Seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary is hereby set apart and appropriated from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 191, and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of the extension of said improvement.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 7.

No. 444

AN ORDINANCE — Repealing Ordinance No. 311, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and award a contract or contracts for furnishing an auto truck for the use of the Division of Bridges, Bureau of Engineering, Department of Public Works, and providing for the payment of the cost thereof," approved July 11th, 1921.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Ordinance No. 311, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Supplies to advertise for proposals and to award a contract or contracts for furnishing an auto truck for the use of the Division of Bridges, Bureau of Engineering, Department of Public Works, and providing for the payment of the cost thereof, approved July 11th, 1921, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 8.

No. 445

AN ORDINANCE — Authorizing the Mayor and the Director the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of an iron fence on the northerly side of Bigelow Boulevard, between Brereton street and Marcella street, and on the southerly side thereof opposite Brereton street at the Kirkpatrick street intersection, and authorizing the setting aside of the sum of Twelve Thousand (\$12,000.00) dollars from Bond Fund Appropriation No. 198-B, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director the the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of an iron fence on the northerly side of Bigelow Boulevard, between Brereton street and Marcella street, and on the southerly side thereof opposite Brereton street at the Kirkpatrick street intersection, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Twelve thousand (\$12,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Bond Fund Appropriation No. 198-B, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 8.

No. 446

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction and improvement of the Beechwood Boulevard Bridge connecting Schenley Park to Beechwood Boulevard and approaches thereto, and authorizing the setting aside of \$250,000.00 from the proceeds of Beechwood Boulevard Bridge Bonds, 1919, Bond Fund Appropriation No. 212, for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction and improvement of the Beechwood Boulevard Bridge, connecting Schenley Park to Beechwood Boulevard, and approaches thereto for a sum not to exceed Two hundred fifty thousand (\$250,000.00) dollars, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the Laws and Ordinances governing the said City. The bridge to be in the same location as the present structure.

Section 2. That for the payment of the costs thereof the sum of Two hundred fifty thousand (\$250,000.00) dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from the proceeds of Beechwood Boulevard Bridge Bonds, 1919, Bond Fund Appropriation No. 212, and the Mayor and the controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said Fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 9.

No. 447

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for sloping the hillside and constructing a slope wall in back of the retaining wall on the southerly side of Bigelow Boulevard, between Elm street and the 17th street Incline, and authorizing the setting aside of the sum of Twenty thousand (\$20,000.00) dollars, from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street", for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for sloping the hillside, and constructing a slope wall in back of the retaining wall on the southerly side of Bigelow Boulevard, between Elm street and the 17th street Incline, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Twenty Thousand (\$20,000.00) dollars, or so much thereof as may be necessary, si hereby set apart and appropriated from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick street", and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrant drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 10.

No. 448

AN ORDINANCE — Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for regrading, repaving, recurbing and otherwise improving Perryville avenue from Portman street to the City Line, and authorizing the setting aside of the sum of Twenty-one thousand (\$21,000.00) dollars, from the proceeds of Street Improvement Bonds, Bond Fund Appropriation No. 194, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts

to the lowest responsible bidder or bidders for regrading, repaving, recurb-ing, and otherwise improving Perrysville avenue from Portman street to the City Line, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of Twenty-one thousand (\$21,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Street Improvement Bonds, Bond Fund Appropriation No. 194, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 11.

No. 449

AN ORDINANCE—Fixing the width and position of the westerly sidewalk on Perrysville avenue, from Bascom street to the City Line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the westerly sidewalk of Perrysville avenue, from Bascom street to the city line shall be and the same is hereby fixed at a width 10.0 feet and shall be parallel to and lie along the westerly line of the street.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book, 33, Page 11.

No. 450

AN ORDINANCE—Fixing the width and position of the sidewalks and

roadway of Plainfield street, from Forbes street to the westerly line of the "Murdoch Farms Plan".

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the width and position of the sidewalks and roadway of Plainfield street, from Forbes street to the westerly line of the "Murdoch Farms Plan" shall be and the same are hereby fixed as follows, to-wit:

The sidewalks shall have a uniform width of 15 feet and shall lie along and parallel their respective street lines.

The roadway shall have a uniform width of 30 feet and shall occupy the central portion of the Street lying between the sidewalks as above described.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 12.

No. 451

AN ORDINANCE—Establishing the grade of Wayland way, from Portola avenue to Portola avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the westerly line of Wayland way, from Portola avenue to Portola avenue, be and the same is hereby established as follows, to-wit:

Beginning on the northerly curb line of Portola avenue at an elevation of 514.40 feet; thence by a concave parabolic curve for a distance of 30.26 feet to a point of tangent to an elevation of 516.06 feet; thence rising at a rate of 9% for a distance of 383.54 feet to a point of curve to an elevation of 550.58 feet; thence by a convex parabolic curve for a distance of 120 feet to a point of tangent to an elevation of 546.98 feet; thence falling at a rate of 15% for a distance of 65.71 feet to a point of curve to an elevation of 537.12 feet; thence by a concave parabolic curve for a distance of 33.40 feet to the easterly curb line of Portola avenue to an elevation of 533.61 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 13, 1921.

Ordinance Book 33, Page 12.

No. 452

AN ORDINANCE—Appropriating and setting aside from the proceeds of the Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation, No. 231-A, the sum of \$4,000.00 for the payment of Architectural Expenses, including Salaries, Supplies, Materials, Equipment and Miscellaneous Services in the City Architect's Office, Department of Mayor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That there is hereby appropriated and set aside from the proceeds received from the sale of Tuberculosis Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 231-A, the sum of Four Thousand (\$4,000.00) Dollars for the purpose of paying the Architectural Expenses, including Salaries, Supplies, Materials, Equipment and Miscellaneous Services, required for Architectural and other service performed by the Employees of the City Architect's Office, Department of Mayor, in prosecution of the work contemplated in the Ordinance authorizing the sale of said Bonds.

Section 2. The said appropriation shall be known as No. 231-A, Architectural Expenses, Salaries, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 13.

No. 453

AN ORDINANCE—Appropriating and setting aside from the proceeds of

the Municipal Hospital Improvement Bonds, 1919, Bond Fund Appropriation, No. 228-A, the sum of \$3,000.00 for the payment of Architectural Expenses, including Salaries, Supplies, Materials, Equipment and Miscellaneous Services in the City Architect's Office, Department of Mayor.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That there is hereby appropriated and set aside from the proceeds received from the sale of Municipal Hospital Improvement Bonds, 1919 Bond Fund Appropriation No. 228-A, the sum of Three Thousand (\$3,000.00) Dollars for the purpose of paying the Architectural Expenses, including Salaries, Supplies, Materials, Equipment and Miscellaneous Service, required for Architectural and other service performed by the employees of the City Architect's Office, Department of Mayor, in prosecution of the work contemplated in the Ordinance authorizing the sale of said Bonds.

Section 2. The said appropriation shall be known as No. 228-A, Architectural Expenses, Salaries, Supplies, Materials, Equipment and Miscellaneous Services.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 14.

No. 454

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, establishing and re-establishing the grade of the westerly and southerly curb line of Manchester avenue, from South avenue, to Allegheny avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the westerly curb line of Manchester avenue from South avenue to Pollmey street shall be parallel to and 10.0 feet eastwardly from the westerly line of the street.

The southerly curb line from Pollmey street to Allegheny avenue shall

be parallel to and 50.0 feet southwardly from the northerly line of the street.

The easterly curb line from South avenue to Pollmey street shall be parallel to and 8.0 feet westwardly from the easterly line of the street.

The northerly curb line from Galveston avenue to Ridge avenue shall be parallel to and 10.0 feet southwardly from the northerly line of the street.

The sidewalks shall occupy that portion of the street lying between their respective street and curb lines.

The roadway from South avenue to Reedsdale street shall be of a uniform width of 42.0 feet and shall occupy that portion of the street between the above described curb lines.

The roadway from Reedsdale street to Pollmey street shall be of a variable width and shall occupy that portion of the street between the above described curb lines.

The roadway from Pollmey street to Allegheny avenue shall be of a uniform width of 40.0 feet and shall occupy that portion of the street between the above described curb lines.

The grade of the easterly and southerly curb line shall begin on the northerly curb line of South avenue at an elevation of 36.02 feet; thence rising at a rate of 0.5% for a distance of 332.86 feet to the northerly curb line of Reedsdale street to an elevation of 37.68 feet; thence rising at a rate of 3.3% for a distance of 967.58 feet to the easterly curb line of Allegheny avenue to an elevation of 69.61 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 14.

No. 455

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and re-establishing the grade of Portola avenue, from Delaware street to Delaware street, and providing for the sloping and parking

of the portions of said Portola avenue lying without the lines of the sidewalks and roadway.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the width and position of the sidewalks and roadway and the grade of the northerly and easterly curb line of Portola avenue, from Delaware street to Delaware street, shall be and the same are hereby fixed and re-established as follows, to-wit:

The northerly and easterly curb line shall be parallel to and 14 feet southwardly and westwardly from the north and east line of the street.

The southerly and westerly curb line shall be parallel to and 14 feet northwardly and eastwardly from the south and west line of the street.

The roadway shall be of a uniform width of 22 feet and shall occupy that portion of the street between the above described curb lines.

The sidewalks shall be of a uniform width of 8.0 feet and shall lie along and be parallel to their respective curb lines as above described.

The remainder of the street lying without the lines of the sidewalks and roadway as above described shall be used for slopes, parking, etc.

The grade of the northerly and easterly curb line shall begin on the westerly curb line of Delaware street at an elevation of 492.43 feet; thence by a concave parabolic curve for a distance of 43.16 feet to a point of tangent to an elevation of 495.19 feet; thence rising at the rate of 15% for a distance of 121.65 feet to the easterly line of Wayland way to an elevation of 513.43 feet; thence rising at a rate of 6% for a distance of 16.21 feet to the westerly line of Wayland way to an elevation of 514.40 feet; thence rising at a rate of 11.48% for a distance of 50.83 feet to a point of curve to an elevation of 520.23 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 527.47 feet; thence rising at a rate of 3% for a distance of 247.44 feet to a point of curve to an elevation of 534.89 feet; thence by a convex parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 535.89 feet; thence falling at a rate of 1% for a distance of 228.50 feet to a point of curve; said point being the southerly line of Wayland way, to an elevation of 533.61 feet; thence by a convex parabolic curve for a distance of 35.78

feet to a point of tangent to an elevation of 531.64 feet; thence falling at a rate of 10% for a distance of 134.16 feet to a point of curve to an elevation of 518.23 feet; thence by a concave parabolic curve for a distance of 29.82 feet to the southerly curb line of Delaware street to an elevation of 515.84 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 15.

No. 456

AN ORDINANCE—Appropriating and setting aside from the proceeds of "Park Roadway Improvement Bonds" Bond Fund Appropriation No. 199, the sum of Thirteen Thousand (\$13,000.00) Dollars for the payment of expenses, including wages, supplies and materials incurred by the Bureau of Parks for planting trees and shrubbery, furnishing and placing top soil, and landscaping Schenley Park Entrance at Forbes street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds of "Park Roadway Improvement Bonds" Bond Fund Appropriation No. 199, the sum of Thirteen Thousand (\$13,000.00) Dollars for the purpose of paying expenses, including wages, supplies and materials incurred by the Bureau of Parks in planting trees and shrubbery, furnishing and placing top soil, and landscaping the Schenley Park Entrance at Forbes street, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 16.

No. 457

AN ORDINANCE—Appropriating and setting aside from the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 198-B, the sums of \$7,500.00 and \$7,000.00 respectively, for the payment of expenses, including wages, supplies and materials incurred by the Bureau of Parks and the Bureau of Highways and Sewers, for sloping the hillside and planting trees and shrubbery on the southerly side of Bigelow Boulevard in the vicinity of Rust way and Marcella street, and on the island in Bigelow Boulevard at Thirtieth street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That there is hereby appropriated and set aside from the proceeds received from the sale of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 198-B, the sums of \$7,500.00 and \$7,000.00 respectively, for the purpose of paying the expenses, including wages, supplies and materials, incurred by the Bureau of Parks and the Bureau of Highways and Sewers, in sloping the hillside and planting trees and shrubbery on the southerly side of Bigelow Boulevard in the vicinity of Rust way and Marcella street, and on the island in Bigelow Boulevard at Thirtieth street, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 17.

No. 458

AN ORDINANCE — Authorizing the transfer of the sum of Twenty-one Thousand (\$21,000.00) Dollars from Bond Fund Appropriation No. 194-D, Brownsville Avenue Improvement, to item Improvement of Perrysville avenue from Portman street to the City Line, Bond Fund Appropriation No. 194.

Whereas, the sum of Three Hundred Ninety-nine Thousand (\$399,000.00) Dollars was appropriated from the proceeds of Street Improvement Bonds, Bond Fund Appropriation No. 194, for the payment of the cost of repaving, repairing and otherwise improving of Brownsville avenue from Warrington avenue to Carson street, by virtue of Ordinance No. 213, approved June 6th, 1921, and

Whereas, a contract was recently entered into for making this improvement, and it is now evident that a surplus considerably in excess of Twenty-one Thousand (\$21,000.00) Dollars will be remaining in this appropriation after payment of the cost of completion of this improvement, and

Whereas, it is deemed advisable to make available a sufficient amount of said funds to cover the cost of improving Perrysville avenue from Portman street to the City line, now therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the City Controller be and he is hereby authorized and directed to transfer the sum of Twenty-one Thousand (\$21,000.00) Dollars from Bond Fund Appropriation No. 194-D, Brownsville Avenue Improvement, to item, Improvement of Perrysville Avenue, from Portman street to City line, Bond Fund Appropriation No. 194.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 18.

No. 459

AN ORDINANCE—Appropriating and setting aside from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, an additional sum of \$4,716.93 for the payment of the cost of completing contract No. 5476, Mayor's Office File No. 280, entered into with Mike Mannella for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin extending along Independence street and Wabash avenue.

Whereas, in carrying out the said contract for the construction of said 48 inch sanitary sewer in the Saw Mill Run Basin, certain unforeseen conditions were encountered which necessitated an increase in the amount of excavation, hemlock lumber, concrete in place and house lateral reconnections and also which made necessary certain extra work not included in the contract, and as a result caused the final estimate for this contract, amounting to \$25,716.93, to exceed the funds appropriated therefor, to-wit \$21,000.00, by the amount of \$4,716.93; and

Whereas, there is remaining in the Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, an unencumbered balance considerably in excess of the required additional amount of \$4,716.93; therefore

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That there is hereby appropriated and set aside from the proceeds of the Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, the additional sum of \$4,716.93 for the purpose of paying the cost of completing contract No. 5476, Mayor's Office File No. 280, entered into with Mike Mannella for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin, extending along Independence street and Wabash avenue, and the Mayor and City Comptroller be and they are hereby authorized and directed respectively, to issue and countersign warrants drawn on said fund for the payment of the cost of the final estimate for said contract.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 10, 1921.

Approved October 15, 1921.

Ordinance Book 33, Page 18.

No. 460

AN ORDINANCE—Authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two hundred eighty-five thousand dollars (\$285,000.00) and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East street from Tripoli street to Royal street, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, The corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recording as required by law, signified their desire that the indebtedness of said City be increased in the sum of

Three hundred thousand dollars
(\$300,000.00),

for the purposes, among others, described in the following ordinance, and providing that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, after a proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the indebtedness of the City of Pittsburgh be increased by the amount of

Two hundred eighty-five thousand dollars (\$285,000.00),

to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening and improving the street below described, including, as may be required in the case of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks, and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said street being the following, viz: East street from Tripoli street to Royal street.

Section 2 That bonds of the City of Pittsburgh in the aggregate principal amount of

Two hundred eighty-five thousand dollars (\$285,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00), or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Nine thousand five hundred dollars
(\$9,500.00)

each, one of which shall mature on the first day of May in each of the years 1922 to 1951, inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

EAST STREET IMPROVEMENT BONDS, SERIES B.

Section 3. That said bonds shall

be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum ($3\frac{1}{3}\%$) of the total amount of said bonds hereby authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

EAST STREET IMPROVEMENT
BONDS, SERIES B.

Know All Men By These Presents that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, in indebted to the bearer in the sum ofdollars (\$.....), lawful money of the

United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19..... with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place herein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to

Two hundred eighty-five thousand
dollars (\$285,000.00).

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of

Pittsburgh in the sum of

Two hundred eighty-five thousand dollars (\$285,000.00),

and providing for the issuing of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East street from Tripoli street to Royal street, and providing for the redemption of said bonds and the payment of interest thereon," duly enacted by the Council thereof and approved by the Mayor thereof on..... 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City of Pittsburgh)

CITY OF PITTSBURGH

By..... Mayor.

Countersigned:

..... City Controller.

(Form of Coupon)

On the first day of..... 19....., the City of Pittsburgh, Pennsylvania, will pay to the bearer at the office of the City Treasurer of said City..... Dollars (\$.....), lawful money of the United States of America, for six months' interest on its

EAST STREET IMPROVEMENT
BOND, SERIES B

dated as of May, 1921, numbered.....

..... City Controller.

Section 7. The registered bonds issued in pursuance of this ordinance shall be in substantially the following form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA

CITY OF PITTSBURGH

EAST STREET IMPROVEMENT
BONDS, SERIES B.

Know All Men By These Presents that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the Commonwealth of Pennsylvania, is indebted to.....

in the sum of..... Dollars, (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said.....

....., legal representatives or assigns, at the office of the City Treasurer of said City on the first day of May, A. D. 19....., with interest thereon at the rate of five per centum (5% per annum, payable on the first days of May and November of each year without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged. This bond is transferable only on the books of the said City Treasurer.

This bond is one of a series of bonds amounting in the aggregate to Two Hundred Eighty-five Thousand Dollars (\$285,000.00), issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of

the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class", approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds", approved May 1, 1873; and by virtue of a special election duly called and held in said City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of Two Hundred Eighty-five Thousand Dollars (\$285,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of widening and improving East Street from Tripoli Street to Royal Street, and providing for the redemption of said bonds and the payment of the interest thereon", duly enacted by the Council thereof and approved by the Mayor thereof on 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City of Pittsburgh.)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....
A. D., 19...., at the office of the City

Treasurer of the City of Pittsburgh,
Pennsylvania.

.....
Registrar.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 20, 1921.

Ordinance Book 33, Page 19.

No. 461

AN ORDINANCE — Authorizing the directing an increase of the indebtedness of the City of Pittsburgh in the sum of Three Hundred Fifty-one Thousand Dollars (\$351,000.00), and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving a new street to extend from Hazelwood avenue to Greenfield avenue, in part along Irvine street on the easterly side of and parallel to the Baltimore and Ohio Railroad tracks, including the abolition of the grade crossing on Second avenue at a point midway between Longworth street and Hazelwood avenue, and the improvement of the under grade crossing at Greenfield and Second avenues, and providing for the redemption of said bonds and the payment of interest thereon.

Whereas, the corporate authorities of the City of Pittsburgh, by ordinance approved by the Mayor on May 27, 1919, and duly published and recorded as required by law, signified their desire that the indebtedness of said City be increased in the sum of Three Hundred Fifty-one Thousand Dollars (\$351,000.00), for the purpose, among others, described in the following ordinance, and providing that the question of increasing the indebtedness in said amount and for said purposes be submitted to a vote of the electors of said City at a special election held on July 8, 1919; and

Whereas, After proper and timely notice of said election was given according to law, said election was held and conducted in every respect as required by law, and a majority of

the electors, who voted at said election, voted in favor of said increase of indebtedness; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the indebtedness of the City of Pittsburgh be increased by the amount of*

Three hundred fifty-one thousand dollars (\$351,000.00),

to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening and improving the street below described, including, as may be required in the case of such street, vacating, widening, establishing and changing grades, grading and regrading, curbing and recurbing, relaying sidewalks, and laying and relaying sewers and drains, constructing and reconstructing retaining walls and street foundations and surfaces (including any and all such improvements as may be incidentally necessary to intersecting and adjacent streets), the said street being the following, viz: A new street to extend from Hazelwood avenue to Greenfield avenue, in part along Irvine street on the easterly side of and parallel to the Baltimore and Ohio Railroad tracks, including the abolition of the grade crossing on Second avenue at a point midway between Longworth street and Hazelwood avenue, and the improvement of the undergrade crossing at Greenfield and Second avenues.

Section 2 That bonds of the City of Pittsburgh in the aggregate principal amount of

Three hundred fifty-one thousand dollars (\$351,000.00),

be issued for the purposes aforesaid. Said bonds shall be in denominations of one hundred dollars (\$100.00), or multiples thereof; shall be dated as of the first day of May, 1921; and shall be payable in thirty (30) equal annual installments of

Eleven thousand seven hundred dollars (\$11,700.00)

each, one of which shall mature on the first day of May in each of the years 1922 to 1951, inclusive. Said bonds shall bear interest at the rate of five per centum (5%) per annum, payable semi-annually on the first days of May and November in each year, without deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any

present or future law, the payment of which is hereby assumed by the City of Pittsburgh. The principal and interest of said bonds shall be payable in lawful money of the United States of America at the office of the City Treasurer of said City. Said bonds shall be coupon bonds, exchangeable at the option of the holder for a registered bond or bonds of the same maturity and of the denomination of one hundred dollars (\$100.00) or multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering such coupon bond or bonds, with all coupons not yet due at the office of the City Controller, and the City Controller is hereby authorized and directed to cause such coupon and registered bonds to be engraved and to issue the same in the name of the City of Pittsburgh, the expense thereof to be charged to Appropriation No. 42 (Contingent Fund). Registered bonds shall be registered with the City Treasurer, and shall be transferable only on the books of the said City Treasurer. Said bonds shall be signed by the Mayor, countersigned by the City Controller and sealed with the corporate seal of the City of Pittsburgh, and the coupons attached thereto shall be authenticated with a facsimile signature of the City Controller. In case of the absence or disability of any of such officials, the bonds shall be signed by the city official authorized by law or by resolution of Council to act in his place. Each of said bonds shall be known and designated as

IRVINE STREET IMPROVEMENT BOND.

Section 3. That said bonds shall be sold by the Mayor and the City Controller, at not less than par and accrued interest, after giving such notice of sale as may be required by law.

Section 4. That until said bonds, issued as herein provided, shall be fully paid, there is hereby levied and assessed annually upon all subjects now by law liable, or hereafter to be made liable, to assessment for taxation for City purposes, an annual tax, commencing the first year after said debt shall have been increased or incurred, namely the year 1922, sufficient to pay the interest on said bonds as the same shall accrue and become payable, and also an annual tax commencing in said year equal to three and one-third per centum (3 $\frac{1}{3}$ %) of the total amount of said bonds hereby

authorized, to be set apart as a sinking fund for the payment of the principal and redemption of said bonds as they become due and payable according to their terms, and the same is hereby appropriated out of the revenue of said City for the payment and redemption aforesaid.

Section 5. That all bonds issued by the authority of this ordinance and the Acts of Assembly authorizing the same shall be and become part of the funded debt of the City of Pittsburgh, and shall be entitled to all the rights, privileges and immunities thereof, and shall be free from taxation, as aforesaid, and for the payment of the principal of said bonds and the interest thereon semi-annually as the same shall become payable, the faith, honor, credit and property of said City are hereby pledged.

Section 6. That the form of coupon bonds issued in pursuance of this ordinance shall be substantially as follows:

No..... No.....
UNITED STATES OF AMERICA
\$..... \$.....
COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH
IRVINE STREET IMPROVEMENT
BOND.

Know All Men By These Presents that the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, in indebted to the bearer in the sum ofdollars (\$.....), lawful money of the United States of America, which sum the said City of Pittsburgh promises to pay to the said bearer at the office of the City Treasurer of said City on the first day of May, A. D. 19..... with interest thereon from the date hereof at the rate of five per centum (5%) per annum, payable semi-annually to the bearer of the annexed coupons at the time and place herein specified without any deduction for any taxes which may be levied thereon by the State of Pennsylvania pursuant to any present or future law, the payment of which is hereby assumed by the City of Pittsburgh. And for the true and faithful payment of the principal of this bond and the semi-annual interest thereon, as aforesaid, the faith, honor, credit and property of the said City of Pittsburgh are hereby pledged.

Any one or more of the coupon bonds of the series of which this is one may, at the option of the holder, be exchanged at any time for a registered bond or bonds of the same maturity and of the denomination of One hundred dollars (\$100.00) or a multiple thereof, not exceeding the aggregate principal amount of the coupon bond or bonds surrendered in exchange therefor, by surrendering the said coupon bond or bonds with all coupons not then due at the office of the City Controller of said City.

This bond is one of a series of bonds amounting in the aggregate to

Three hundred fifty-one thousand
dollars (\$351,000.00).

issued by the City of Pittsburgh for valid municipal purposes by virtue and in pursuance of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof", approved April 20, 1874, and the several supplements and amendments thereof; and by virtue of an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act for the government of cities of the second class," approved March 7, 1901, and the supplements and amendments thereof; and an Act of the General Assembly of the Commonwealth of Pennsylvania entitled, "An Act to authorize the registry or transfer of certain bonds," approved May 1, 1873; and by virtue of a special election duly called and held in said City on July 8, 1919; and in pursuance of an ordinance of the City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

Three hundred fifty-one thousand
dollars (\$351,000.00).

and providing for the issuing of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving a new street to extend from Hazelwood avenue to Greenfield avenue, in part along Irvine street on the easterly side of and parallel to the Baltimore and Ohio Railroad tracks, including the abolition of the grade crossing on Second avenue at a point midway between Longworth street and Hazelwood avenue, and the improvement of the undergrade crossing at Greenfield

and Second avenues, and providing for the redemption of said bonds and the payment of interest thereon", duly enacted by the Council thereof and approved by the Mayor thereof on..... 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City
of Pittsburgh)

CITY OF PITTSBURGH

By.....
Mayor.

Countersigned:

.....
City Controller.

(Form of Coupon)

On the first day of.....
19...., the City of Pittsburgh,
Pennsylvania, will pay to the bearer
at the office of the City Treasurer of
said City,..... Dollars
(\$.....), lawful money of
the United States of America, for six
months' interest on its

IRVINE STREET IMPROVEMENT
BOND.

dated as of May, 1921, numbered.....

.....
City Controller.

Section 7. The registered bonds
issued in pursuance of this ordinance
shall be in substantially the follow-
ing form:

No..... No.....

UNITED STATES OF AMERICA

\$..... \$.....

COMMONWEALTH OF
PENNSYLVANIA
CITY OF PITTSBURGH

IRVINE STREET IMPROVEMENT
BOND.

Know All Men By These Presents
that the City of Pittsburgh, a mun-
icipal corporation created by and ex-
isting under the laws of the Common-
wealth of Pennsylvania, is indebted
to.....
in the sum of.....
Dollars, (\$.....), lawful money
of the United States of America,
which sum the said City of Pittsburgh
promises to pay to the said.....
....., legal representatives
or assigns, at the office of the City
Treasurer of said City on the first
day of May, A. D. 19...., with interest
thereon at the rate of five per centum
(5% per annum, payable on the first
days of May and November of each
year without any deduction for any
taxes which may be levied thereon
by the State of Pennsylvania pursuant
to any present or future law, the pay-
ment of which is hereby assumed by
the City of Pittsburgh. And for the
true and faithful payment of the
principal of this bond and the semi-
annual interest thereon, as aforesaid,
the faith, honor, credit and property
of the said City of Pittsburgh are
hereby pledged. This bond is trans-
ferable only on the books of the said
City Treasurer.

This bond is one of a series of
bonds amounting in the aggregate to

Three hundred fifty-one thousand
dollars (\$351,000.00),

issued by the City of Pittsburgh for valid
municipal purposes by virtue and in pur-
suance of an Act of the General Assem-
bly of the Commonwealth of Pennsyl-
vania entitled, "An Act to regulate the
manner of increasing the indebted-
ness of municipalities, to provide for
the redemption of the same, and to
impose penalties for the illegal in-
crease thereof", approved April 20,
1874, and the several supplements and
amendments thereof; and by virtue
of an Act of the General Assembly of
the Commonwealth of Pennsylvania
entitled, "An Act for the government
of cities of the second class", ap-
proved March 7, 1901, and the supple-
ments and amendments thereof; and
an Act of the General Assembly of
the Commonwealth of Pennsylvania
entitled, "An Act to authorize the
registry or transfer of certain bonds",
approved May 1, 1873; and by virtue
of a special election duly called and

held in said City of Pittsburgh, entitled, "An Ordinance authorizing and directing an increase of the indebtedness of the City of Pittsburgh in the sum of

Three hundred fifty-one thousand dollars (\$351,000.00),

and providing for the issue of bonds of said City in said amount to provide funds for the following purposes, viz:

For the City's share of the cost, damages and expense (including engineering expenses) of opening, widening, extending and improving a new street to extend from Hazelwood avenue to Greenfield avenue, in part along Irvine street on the easterly side of and parallel to the Baltimore and Ohio Railroad tracks, including the abolition of the grade crossing on Second avenue at a point midway between Longworth street and Hazelwood avenue, and the improvement of the undergrade crossing at Greenfield and Second avenues, and providing for the redemption of said bonds and the payment of the interest thereon", duly enacted by the Council thereof and approved by the Mayor thereof on 1921, and duly recorded and published in the manner required by law.

It is hereby certified and recited that every requirement of law affecting the issue hereof has been duly complied with; that provision has been made for the collection of an annual tax sufficient to pay the interest and also the principal hereof at maturity; that the total amount of indebtedness of the City of Pittsburgh, including the entire issue of the bonds of which this is one, is less than seven per centum (7%) of the last preceding assessed valuation of the taxable property therein; and that this bond and the debt created thereby are within every debt and other limit prescribed by the Constitution and Laws of the Commonwealth of Pennsylvania.

Given under the corporate seal of the City of Pittsburgh, signed by the Mayor thereof and countersigned by the City Controller, as of the first day of May, 1921.

(Seal of the City of Pittsburgh.)

CITY OF PITTSBURGH

By.....

Mayor.

Countersigned:

.....
City Controller.

Registered this.....day of.....
A. D. 19...., at the office of the City
Treasurer of the City of Pittsburgh,
Pennsylvania.

Registrar.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 20, 1921.

Ordinance Book 33, Page 24.

No. 462

AN ORDINANCE—Authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver in the name of and for the City of Pittsburgh, a contract with the Pittsburgh, Oakland and East Liberty Passenger Railway Company. The Pittsburgh Traction Company, Consolidated Traction Company, The Pittsburgh Railways Company and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company for the temporary abandonment of a street railway track on Cherry way, formerly known as Cherry alley, from Fourth avenue to Third avenue, in the First Ward of the City of Pittsburgh.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted*.....
the Mayor of the City of Pittsburgh be, and he is, hereby authorized and directed to make, execute and deliver in the name of the City of Pittsburgh and for the City of Pittsburgh the following contract with The Pittsburgh, Oakland and East Liberty Passenger Railway Company; The Pittsburgh Traction Company; Consolidated Traction Company; Pittsburgh Railways Company and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, and to affix thereto the corporate seal of the said City:

"ARTICLES OF AGREEMENT

Made and entered into this day of....., A. D. 19...., by and between The Pittsburgh, Oakland and East Liberty Passenger Railway Company; The Pittsburgh Traction Company, Lessee of all the property and

franchises of The Pittsburgh, Oakland and East Liberty Passenger Railway Company; Consolidated Traction Company, Lessee of all the property and franchises of The Pittsburgh Traction Company; The Pittsburgh Railways Company operating all the property and franchises of the Consolidated Traction Company, all corporations of the State of Pennsylvania, and C. A. Fagan, W. D. George and S. L. Tone, Receivers of the Pittsburgh Railways Company, parties of the first part, and the City of Pittsburgh, a municipal corporation of the State of Pennsylvania, party of the second part.

WITNESSETH

Whereas, An Act of Assembly of the Commonwealth of Pennsylvania, approved on the 3rd day of May, 1905, P. L. 379, authorizes the making of contracts between cities, boroughs and townships, of the one part and street passenger railway companies and motor power companies, of the other part, "to secure the removal of any street railway tracks already laid, or prevent the laying of such tracks already authorized to be laid, or to change the route of any street railway", etc.; and,

Whereas, the said City of Pittsburgh, did, by ordinance passed by Councils on the 4th day of October, A. D. 1897, and approved by the Mayor on the 6th day of October, 1897, grant unto the said The Pittsburgh, Oakland and East Liberty Passenger Railway Company, its successors, lessees and assigns, the right to enter upon Cherry way, (formerly known as Cherry alley) and construct a single track thereon from Fourth avenue to Third avenue, with power to connect the same with the track of said Passenger Railway Company on Fourth avenue, and the track of the Second Avenue Passenger Railway Company and the South Side Passenger Railway Company on Third avenue; and

Whereas, pursuant to said ordinance a single track railway was constructed and has since been maintained on that portion of said Cherry way from Fourth avenue to Third avenue and connected with the tracks on Fourth avenue and Third avenue; and

Whereas, the said The Pittsburgh, Oakland and East Liberty Passenger Railway Company by lease dated June 17, 1887, leased all its property and franchises to The Pittsburgh Traction Company; and the said The Pittsburgh Traction Company by lease dated February 10, 1896, leased all its property and franchises to the Consolidated

Traction Company; and the said Consolidated Traction Company, by agreement dated January 1st, 1902, delivered possession of the railways, power plants, shops, cars, personal and real property, leased, owned and operated by it, to the Pittsburgh Railways Company for operation; and C. A. Fagan, W. D. George and S. L. Tone were appointed Receivers of the said Pittsburgh Railways Company by the United States District Court for the Western District of Pennsylvania, at No. 201 May Term, 1918, and as such Receivers are in control of and operating all the property and franchises, leased, owned and operated by the Pittsburgh Railways Company; and,

Whereas, the City of Pittsburgh deems it necessary for the public benefit and convenience that the Railway Companies shall temporarily abandon and remove their railway tracks on said Cherry way between Fourth avenue and Third avenue and cease to use the same and is willing to keep said portion of said Cherry way and Fourth and Third avenues free from other street railway tracks except those of the Grant & Liberty Street Railway Company during the term of this agreement and the Railway Companies are willing to temporarily abandon and remove their said railway track on said portion of said way and avenues hereinbefore described on the terms and conditions hereinafter recited.

Now, Therefore, this Agreement Witnesseth,

That the parties hereto in consideration of the mutual covenants and conditions hereinafter recited, do mutually agree as follows, each binding itself, its successors and assigns to the other, its successors and assigns:

FIRST: The Railway Companies agree that they will temporarily abandon and, at the request of the Council of the said City, remove, their track on said Cherry way between Fourth avenue and Third avenue with the connections to the tracks on Fourth avenue and Third avenue in the First Ward of the City of Pittsburgh, and will cease to operate street cars along and over said way for the term hereinafter mentioned.

SECOND: This agreement shall be in effect for forty-nine years from the date hereof; provided, however, that the Railway Companies, their successors or assigns, or any of them, shall have the right, at any time previous to the end of the term above

provided, if they deem it necessary for the improvement of the service, to reconstruct said railway track and appurtenances upon said way and to connect their railway track with the railway tracks on Fourth avenue and Third avenue of the said City in the same manner as it is now connected at the date hereof, and shall have the same rights and privileges as they had before said track and appurtenances were removed, and this agreement shall thereupon terminate and be of no further effect.

Upon the expiration of the term of this agreement or termination of the same for any reason the railway companies may reconstruct said railway track and appurtenances upon said way and avenues of the said City and connect the same with the tracks on Fourth avenue and Third avenue in the same manner as they are connected at the date hereof and resume the exercise of their franchises with the same rights and privileges as they had before said track and appurtenances were removed.

THIRD: In case of the foreclosure of mortgage of The Pittsburgh Traction Company to the Fidelity Title and Trust Company, Trustee, dated October 1, 1887, and recorded in the Recorder's Office of Allegheny County, Pennsylvania in Mortgage Book, Vol. 415, page 74, or, any mortgage given in renewal or substitution of said mortgage, the purchaser or purchasers at Judicial Sale or the company or companies organized by such purchaser or purchasers or the parties hereto if ordered by The Public Service Commission so to do, shall have the right at any time thereafter, to reconstruct, or cause to be reconstructed, the railway track and appurtenances so removed and connect the same with the street railway tracks on Fourth avenue and Third avenue of the said City in the same manner as they are connected at the date hereof, at such time as such purchaser or purchasers or such company or companies may desire; and provided, further, that in case of the termination or expiration of the leases or operating agreements now in force by and between the parties of the first part, or any of them, or the termination or expiration of any renewals thereof, the parties of the first part, their successors, lessees or assigns, or any of them, shall have the right to reconstruct or cause to be reconstructed the railway track and appurtenances so removed at such time as they may desire, and thereafter maintain, use and operate the same with

the same rights and privileges as before the execution of this agreement.

FOURTH: The said City of Pittsburgh covenants and agrees that it will permit such temporary abandonment and removal of said railway track on said portions of Cherry way and Fourth and Third avenues and will allow said track and appurtenances to be relaid and reconstructed on said way and avenues and cars to be operated on the same, and that during the continuance of this agreement municipal consent shall not be granted to any other company or individual to use or occupy the portions of said way and avenues covered by this contract for street railway or passenger transportation purposes in accordance with the provisions of said Act of Assembly.

FIFTH: The Railway Companies shall not be required to repave, maintain, keep clean nor repair the aforesaid portions of said way and avenues covered by this agreement, until such time as their railway track is reconstructed and used. The Railway Companies shall promptly, at the request of the City, or if they so desire, as soon as this contract is approved by the Public Service Commission, take up and remove their track and repave the space occupied by their track and one foot outside of the same, with paving at present on said way and avenues or the Railway Companies will lay the foundation for such pavement as the City may care to lay. All of the work of relaying the pavement shall be done under the inspection and approval of the Director of the Department of Public Works.

This agreement shall not go into effect until approved by the Public Service Commission of the Commonwealth of Pennsylvania, and all parties agree that The Public Service Commission may, at any time, order the track relaid and the service thereover resumed.

In witness whereof, the said Railway and Traction Companies have caused their corporate seals to be hereunto affixed, duly attested by their respective Secretaries or Assistant Secretaries, and this contract to be signed by their Presidents or Vice Presidents, and the said Receivers have hereunto affixed their signatures pursuant to an order of the United States District Court for the Western District of Pennsylvania, at No. 201 May Term, 1918, and bearing date of 19...., and this con-

name of the City of Pittsburgh and for the City of Pittsburgh by its Mayor and the seal of the said City, is by the Mayor hereto affixed, he having been duly authorized so to do by ordinance of Council of the said City, all done the day and year first above mentioned.

THE PITTSBURGH, OAKLAND AND
EAST LIBERTY PASSENGER
RAILWAY COMPANY

President.

Attest:

Secretary.

THE PITTSBURGH TRACTION
COMPANY

By.....

President.

Attest:

Secretary.

CONSOLIDATED TRACTION
COMPANY

By.....

President.

Attest:

Secretary.

PITTSBURGH RAILWAYS COMPANY

By.....

President.

Attest:

Secretary.

Receivers of Pittsburgh Rail-
ways Company.

Attest:

Secretary for Receivers.

CITY OF PITTSBURGH

By.....

Mayor.

Attest:

Secretary."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 20, 1921.

Ordinance Book 33, Page 21.

No. 463

AN ORDINANCE — Authorizing the proper officers of the City of Pittsburgh to enter into and execute an agreement with W. E. Hammett, whereby the said W. E. Hammett shall give license, privilege, and right of way to lay and maintain a city water main extending through his land in the Fourteenth Ward, from Northumberland street to Forbes street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and they are hereby authorized and directed to enter into and execute an agreement with W. E. Hammett in the following form, to wit:

By this contract, made the.....day of....., A. D. 1921, between W. E. Hammett, herein designated as grantor, residing in the City of Pittsburgh, in the State of Pennsylvania, of the one part, and the City of Pittsburgh, a municipal corporation created by and existing under the laws of the State of Pennsylvania, of the second part, herein designated as the City.

Said grantor hereby gives license, privilege and right of way to said City to enter, lay and maintain a City water main, six (6) inches in diameter, in accordance with approved engineering practice, in two strips of ground situate in the Fourteenth Ward of the City of Pittsburgh, County of Allegheny, and State of Pennsylvania, and lying within the confines of a lot plan of said grantor, known as Haw Crest, and extending from Northumberland street to Forbes street, and described as follows:

(1st) Being a strip of ground twenty (20) feet in width, known as Gladstone road, extending from the northerly boundary line of Northumberland street in a northeasterly direction three hundred and twenty-five (325) feet, more or less; thence in a northwesterly direction one hundred and twenty-five and twenty-three one hundredths (125.23) feet, more or less; thence in a northeasterly direction two hundred and sixty (260-

feet, more or less; thence in a southeasterly direction seventy (70) feet, more or less; all distances being measured along the center line of said Gladstone road.

(2nd) Being a strip of ground, five feet in width, extending from said Gladstone road to the southerly boundary line of Forbes street in a northeasterly direction, a distance of one hundred and seven and eighteen hundredths (107.18) feet, more or less, measured along the center line of said strip.

This license shall bind the heirs, or devisees, or other assigns of said grantor, so that it shall not be revocable, and the City shall hold said strips of ground forever for the purpose of entering in and upon the same and constructing and maintaining a water line, and for such other purposes incidental and necessary for the proper maintenance and repair and connections to said water main.

Said grantor further stipulates and agrees that he will not erect or permit to be erected on the strips of ground aforesaid, any structure of any kind that will, in any way, interfere with the proper construction, maintenance or repair of said water main.

The City stipulates and agrees that the strips of ground above described shall be used only for the purposes above mentioned.

Witness the hand and seal of the said grantor, and the corporate seal of the said City, duly affixed and attested by the signatures of the proper officers, the day and year above written; execution by said City being authorized by Ordinance of Council of said City, approved theday of, 1921.

CITY OF PITTSBURGH

.....(Seal)
Mayor.

Attest:.....

.....(Seal)

Director, Dept. of Public Works.

Attest:.....

Attest:.....

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 34.

No. 464

AN ORDINANCE — Providing for the making of a contract or contracts for the laying of water pipe lines for the betterment of the water supply service in various sections of the City.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the laying of water pipe lines for the betterment of the water supply service in the City of Pittsburgh, for a sum not to exceed ten thousand dollars (\$10,000.00) in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class", approved the 7th day of March, A.D. 1901, and the different supplements and amendments thereto, and the Ordinances of Council in such cases made and provided.

Section 2. That the sum of ten thousand dollars (\$10,000.00), or so much of the same as may be necessary shall be and is hereby set apart and appropriated for the payment or payments required for the performance of the above mentioned work, and that the said amount or amounts be paid out of Appropriation No. 203, Water Bonds, Series "A" 1919.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 36.

No. 465

AN ORDINANCE — Repealing Ordinance No. 650, approved November 18th, 1912, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Barn alley, from Morgan street to the property line of the Montiflore Hospital, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

Ordinance No. 650, approved November 18th, 1912, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Barn alley, from Morgan street to the property line of Montiflore Hospital, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 36.

No. 466

AN ORDINANCE — Repealing Ordinance No. 445, approved October 18th, 1917, entitled "An Ordinance authorizing and directing the grading, paving and curbing of Faulkner street, from Chartiers avenue to Allendale street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 445, approved October 18th, 1917, entitled "An Ordinance authorizing and directing the grading, paving and curbing of Faulkner street, from Chartiers avenue to Allendale street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 37.

No. 467

AN ORDINANCE — Repealing Ordinance No. 166, approved June 12th, 1919, entitled, "An Ordinance authorizing and directing the grading paving

and curbing of Hillcrest street, from North Fairmount street to North Rebecca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,*

That Ordinance No. 166, approved June 12th, 1919, entitled, "An Ordinance authorizing and directing the grading paving and curbing of Hillcrest street, from North Fairmount street to North Rebecca street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 38.

No. 468

AN ORDINANCE — Repealing Ordinance No. 253, approved September 20th, 1918, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Middletown road (that portion now in the City of Pittsburgh) from the north line of Tyndall street to Berry street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 253, approved September 20th, 1918, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Middletown road (that portion now in the City of Pittsburgh) from the north line of Tyndall street to Berry street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 38.

No. 469

AN ORDINANCE — Repealing Ordinance No. 345, approved July 23rd, 1921, entitled, "An Ordinance authorizing and directing the grading to a width of 40 feet, paving and curbing of Oberlin street, from Lemington avenue to Sprague street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 345, approved July 23rd, 1921, entitled, "An Ordinance authorizing and directing the grading to a width of 40 feet, paving and curbing of Oberlin Street, from Lemington avenue to Sprague street, and providing that the costs, damages and expenses of the same be assessed against and collected from the property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 39.

No. 470

AN ORDINANCE — Repealing Ordinance No. 360, approved August 3, 1921, entitled, "An Ordinance authorizing and directing the grading to a width of 40 feet, paving and curbing of Reed street, from Overhill street to Lombard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 360, approved August 3, 1921, entitled, "An ordinance authorizing and directing the grading to a width of 40 feet, paving and curbing of Reed street, from Overhill street to Lombard street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 39.

No. 471

AN ORDINANCE — Repealing Ordinance No. 481, approved November 1st, 1917, entitled "An Ordinance authorizing and directing the grading, paving and curbing of Salisbury street, from Sterling street to Eleanor street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

Ordinance No. 481, approved November 1st, 1917, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Salisbury street, from Sterling street to Eleanor street, and providing that the costs, damages and expense of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 40.

No. 472

AN ORDINANCE — Repealing Ordinance No. 484, approved November 1st, 1917, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Thirtieth street, from Paulowna street to Brereton nue, and providing that the costs, damages and expense of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 484, approved November 1st, 1917, entitled, "An Ordinance authorizing and directing the grading, paving and curbing of Thirtieth street, from Palownau street to Brereton avenue, and providing that the costs, damages and expense of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 40.

No. 473

AN ORDINANCE — Repealing Ordinance No. 247, approved July 23rd, 1919, entitled "An Ordinance authorizing and directing the construction of a public sewer on Cowan street, from a point 20 feet west of Dilworth street to the existing sewer on Prospect street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 247, approved July 23rd, 1919, entitled "An Ordinance authorizing and directing the construction of a public sewer on Cowan street, from a point about 20 feet west of Dilworth street to the existing sewer on Prospect street, and providing that the costs, damages and expens of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 41.

No. 474

AN ORDINANCE — Repealing Ordinance No. 247, approved June 8th, 1921, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Hillcrest street, from a point about 140 feet west of North Graham street to the existing sewer on North Graham street, and providing that the cost, damages and expenses of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Ordinance No. 247, approved June 8th, 1921, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Hillcrest street, from a point about 140 feet west of North Graham street to the existing sewer on North Graham street, and providing that the cost, damages and expense of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 42.

No. 475

AN ORDINANCE — Repealing Ordinance No. 397, approved October 25th, 1920, entitled "An Ordinance authorizing and directing the construction of a public sewer on Hemans street and Calliope way, from a point 10 feet west of Addison street to the existing sewer on Center avenue and providing that the cost, damages and expense of the same be assessed

against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Ordinance No. 397, approved October 25th, 1920, entitled "An Ordinance authorizing and directing the construction of a public sewer on Hemans street and Calliope way from a point about 10 feet west of Addison street to the existing sewer on Center avenue, and providing that the cost, damages and expense of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 32, Page 42.

No. 476

AN ORDINANCE — Repealing Ordinance No. 209, approved July 8th, 1919, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Welfer street from Frank street to the existing sewer on Welfer street, at a point about 300 feet east of Frank street, and providing that the cost, damages and expense of the same be assessed against and collected from property specially benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That

Ordinance No. 209, approved July 8th, 1919, entitled, "An Ordinance authorizing and directing the construction of a public sewer on Welfer street, from Frank street to the existing sewer on Welfer street, at a point about 300 feet east of Frank street, and providing that the cost, damages and expense of the same be assessed against and collected from property specially benefited thereby," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 43.

No. 477

AN ORDINANCE — Repealing Ordinance entitled, "An Ordinance extending and opening Ryolite way, in the Eleventh ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby," approved May 2nd, 1921.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That an ordinance entitled, "An Ordinance extending and opening Ryolite way, in the Eleventh ward of the City of Pittsburgh, from the southerly line of Black street (as laid out in Mellon's Orchard Plan of Lots) to Hays street; establishing the grade thereof and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby," approved May 2nd, 1921, and recorded in Ordinance Book Vol. 32, Page 272, shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 17, 1921.

Approved October 21, 1921.

Ordinance Book 33, Page 43.

No. 478

AN ORDINANCE—Declaring that an emergency exists owing to the necessity for making certain repairs to the Point Bridge over the Monongahela river, and making an emergency appropriation in the sum of ten thousand (\$10,000.00) dollars for the payment of the cost of said repairs out of revenues derived from taxes and other sources of income.

Whereas, The Point Bridge over the Monongahela river has been

found to be unsafe by a commission of engineers appointed under the authority of Council and the Mayor of this City unless certain repairs are made; and

Whereas, It is necessary to make said repairs to permit of continued use of said Point Bridge; and

Whereas, Council has satisfied itself that in view of the foregoing facts, a contingency or emergency has arisen, the Mayor and the City Controller having duly certified to the existence of this emergency as herein recited; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the condition of the Point Bridge over the Monongahela river is such as to require immediate repair, and it is hereby declared that an emergency exists and said repairs must be immediately made.

Section 2. That the sum of ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Emergency Appropriation and from revenues derived from taxes and other sources of income, said fund to be known and designated as Code Account No. 1567-M, Special Reservation, for the payment of the cost of said repairs, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the expenses entailed in prosecuting said repairs.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 44.

No. 479

AN ORDINANCE—Providing for the letting of a contract or contracts for the installation of a heating system for the Municipal Garage and Repair Shop.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the Mayor and the Director of the Department of Public Works shall be and they are authorized and directed to advertise for proposals and let a contract or contracts to the lowest responsible bidders for the installation of a heating system for the Municipal Garage and Repair Shop in the Exposition building, the cost thereof not to exceed the sum of ten thousand dollars (\$10,000.00) and to be charged to Code Account No. 42, Contingent Fund.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 45.

No. 480

AN ORDINANCE—Providing for the letting of a contract or contracts by the Mayor and the Director of the Department of Public Health for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh for a period of one year from January 1, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor and the Director of the Department of Public Health shall be and they are hereby authorized and directed to advertise for proposals, and to let a contract or contracts for the collection, removal and disposal of rubbish and garbage within the limits of the City of Pittsburgh to a point or points, and in such manner, as may be designated and approved by the Director of the Department of Public Health, in accordance with the specifications approved by Council on November 22, 1920, for a period of one year from January 1, 1922, as may be deemed for the best interests of the City, and to enter into a contract or contracts with the successful bidder or bidders for the same. In accordance with an Act of Assembly, entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances in such cases made and provided, and charge the

same to Appropriation Code Account 1261, Bureau of Sanitation, Department of Public Health.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 45.

No. 481

AN ORDINANCE—Providing for the letting of a contract for the furnishing of four (4) horses for the Bureau of Water.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of four (4) horses for the Department of Public Works, for the use of the Bureau of Water, not to exceed the sum of twelve hundred (\$1,200.00) dollars, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, same to be chargeable to and payable from Code Account 1766.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 46.

No. 482

AN ORDINANCE—Establishing the grade of Althea street, from Estella avenue to Bernd street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same*, That the grade of the southerly curb line of Althea street, from Estell avenue and requested the members of Council to Bernd street, be and the same is hereby established as follows, to wit:

Beginning at the easterly curb line of Estella avenue at an elevation of 432.59 feet; thence rising at the rate of 6.6% for a distance of 85. feet to a point of curve to an elevation of 438.20 feet; thence by a convex parabolic curve for a distance of 250 feet to a point of tangent to an elevation of 425.95 feet; thence descending at the rate of 16.4% for a distance of 243. feet to the westerly line of Bernd street at an elevation of 386.10 feet; thence falling at the rate of 5% for the distance of 9 feet to the west curb line of Bernd street to an elevation of 385.65 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 47.

No. 483

AN ORDINANCE—Re-establishing the grade of Allegheny avenue, from Ridge avenue to Wolfendale street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same*, That the grade of the westerly curb line of Allegheny avenue, from Ridge avenue to Wolfendale street, be and the same is hereby re-established as follows, to wit:

Beginning on the southerly curb line of Ridge avenue at an elevation of 70.21 feet; thence falling at a rate of 1.02% for a distance of 43.74 feet to a point of curve to an elevation of 69.76 feet; thence by a convex parabolic curve for a distance of 30 feet to a point of tangent to an elevation of 68.35 feet; thence falling at a rate of 8.42% for a distance of 221.69 feet to a point to an elevation of 50.94 feet; thence falling at a rate of 5% for a distance of 13.99 feet

to the northerly curb line of Wolfendale street to an elevation of 50.24 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 47.

No. 484

AN ORDINANCE—Re-establishing the grade of Enfield street, from Centre avenue to Baum boulevard.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the east curb line of Enfield street, from Centre avenue to Baum boulevard, be and the same is hereby re-established as follows, to wit:

Beginning on the north curb line of Centre avenue at an elevation of 204.71 feet (curb as set); thence rising at the rate of 0.75 feet per 100 feet for the distance of 138.96 feet to a point of curve to an elevation of 206.20 feet; thence by a concave parabolic curve for the distance of 40 feet to a point of tangent to an elevation of 206.71 feet; thence rising at the rate of 1.8 feet per 100 feet for the distance of 213.21 feet to the south curb line of Baum boulevard to an elevation of 210.55 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approver October 27, 1921.

Ordinance Book 33, Page 48.

No. 485

AN ORDINANCE—Re-establishing the grade of Reedsdale street, from Stengel street to English street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the grade of the southerly curb line of Reedsdale street, from Stengel street to English street, be and the same is hereby re-established as follows, to wit:

Beginning on the easterly curb line of Stengel street at an elevation of 26.85 feet; thence rising at a rate of 6.28% for a distance of 170.47 feet to the westerly curb line of Manchester avenue to an elevation of 37.56 feet; thence level to the easterly curb line of Manchester avenue; thence falling at a rate of 5.02% for a distance of 193.78 feet to a point opposite the westerly curb line of English street to an elevation of 27.83 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

•Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 49.

No. 486

AN ORDINANCE—Re-establishing the grade of Stroble street, from a point 96.35 feet west of Manchester avenue to a point 141.89 feet east of Manchester avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

the grade of the north line of Stroble street, from a point 96.35 feet west of Manchester avenue to Manchester avenue, and the north curb line of Stroble street, from Manchester avenue to a point 141.89 feet east of the same, be and the same is hereby re-established as follows, to wit:

The grade of the north line shall begin at a point 96.35 feet west of the west line of Manchester avenue at an elevation of 27.84 feet; thence rising at a rate of 9% for a distance of 96.35 feet to the westerly line of Manchester avenue to an elevation of 36.51 feet; thence rising at a rate of 5% for a distance of 10.12 feet to the westerly curb line of Manchester avenue to an elevation of 37.02 feet.

The grade of the north curb line shall begin on the easterly curb line of Manchester avenue at an elevation of 36.96 feet; thence falling at a rate of 5% for a distance of 8.11

feet to the easterly line of Manchester avenue to an elevation of 36.55 feet; thence falling at a rate of 6.78% for a distance of 141.89 feet to a point to an elevation of 26.93 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 49.

No. 487

AN ORDINANCE—Vacating a narrow strip of ground along the westerly line of Myrtle way, from Walnut street to Comet way as improved.

Whereas, The three-story apartment building erected at the corner of Walnut street and Myrtle way inadvertently extends over the line of Myrtle way a distance of 0.28 feet at the corner of Walnut street and 0.08 feet at the corner of Comet way; and

Whereas, There is a question of Title affecting the three-story apartment building in that it extends over and on Myrtle way; and

Whereas, It is desirous of perfecting the title and desirous to the City of Pittsburgh to have the encroachment of this property determined and fixed for all time, as to Myrtle way; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the strip of ground along the westerly line of Myrtle way, from Walnut street to Comet way as improved, be and the same is hereby vacated, said ground being described as follows, to wit:

Beginning at a point on the southerly line of Walnut street distant 164.56 feet westwardly from the easterly 5-foot survey line of South Negley avenue; thence deflecting to the left 91° 56' 20" and extending in a southerly direction for the distance of 137.60 feet to a point; thence deflecting to the right 91° 48' 40" and extending in a westerly direction along the northerly line of Comet way produced for the distance of 0.28 feet to the westerly line of Myrtle way as

now opened; thence deflecting to the right 88° 11' 20" and extending in a northerly direction along the said westerly line of Myrtle way for the distance of 137.60 feet to the said southerly line of Walnut street; thence deflecting to the right 91° 56' 29" and extending in an easterly direction along the said southerly line of Walnut street for the distance of 0.28 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 24, 1921.

Approved October 27, 1921.

Ordinance Book 33, Page 50.

No. 488

AN ORDINANCE—Providing for the making of a contract or contracts for the installation of a 36-inch gate valve and 30-inch saddle on 48-inch steel line on River avenue near Pindam street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the installation of a 36-inch gate valve and 30-inch saddle on 48-inch steel line on River avenue near Pindam street, for a sum not to exceed two thousand dollars (\$2,000.00), in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the seventh day of March, A. D. 1901, and the different supplements and amendments thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of two thousand dollars (\$2,000.00), or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment or payments required for the performance of the above mentioned work, and that the said amount or amounts be paid out of Appropriation No. 203, Water Bonds, Series "A," 1919.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 51.

No. 489

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and re-establishing the grade of Reed street, from Overhill street to Lombard street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalks and roadway and the grade of the south curb line of Reed street, from Overhill street to Lombard street, are hereby fixed and re-established as follows, to wit:

The northerly and southerly sidewalks, from Overhill street to Dinwiddie street, shall be of a uniform width of 10 feet and shall lie along and parallel their respective street lines.

The roadway shall be of a uniform width of 20 feet and shall occupy that portion of the street lying between the sidewalks as above described.

The northerly and southerly sidewalks, from Dinwiddie street to Lombard street, shall be of a uniform width of 19 feet and shall lie along and parallel their respective street lines.

The roadway shall be of a uniform width of 22 feet and shall occupy that portion of the street lying between the sidewalks as above described.

The grade of the south curb line shall begin at a point opposite the northeast curb line of Overhill street at an elevation of 252.24 feet; thence by a convex parabolic curve for the distance of 18 feet to a point of tangent to an elevation of 250.14 feet; thence falling at the rate of 16.381 feet per 100 feet for the distance of 186.91 feet to a point of curve to an elevation of 219.52 feet; thence by a concave parabolic curve for the distance of 23.66 feet to the west curb line of Dinwiddie street to an elevation of 216.75 feet; thence rising to the east curb line of Wick street to an elevation of 219.16 feet (curb as set); thence rising at the rate of 5 feet per 100 feet for the distance of 9.07 feet to the east line of Wick street to an elevation of 219.61 feet; thence rising at the rate of 15.72 feet per 100 feet for the distance of 100.75 feet to the west line of Lombard street to an elevation of 235.45 feet; thence rising at the rate of 5 feet per 100 feet for the distance of 9.07 feet to the west curb line of Lombard street to an elevation of 235.90 feet (curb as set).

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 51.

No. 490

AN ORDINANCE—Establishing the grade of Lapisch road, from Benton avenue to a point 667.24 feet southeast of Benton avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the south and west curb line of Lapisch road, from Benton avenue to a point 667.24 feet southeast of Benton avenue, be and the same is hereby established as follows, to wit:

Beginning on the easterly curb line of Benton avenue at an elevation of 389.59 feet; thence rising at a rate of 1% for a distance of 229.53 feet to a point to an elevation of 391.88 feet; thence falling at a rate of 0.75% for a distance of 437.71 feet to a point, said point being 667.24 feet southeast of Benton avenue to an elevation of 388.60 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 52.

No. 491

AN ORDINANCE—Establishing the grade on La Clair street, from Overton street to City line.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the westerly curb line of La Clair street, from Overton street to the City line, be and the same is hereby established as follows, to wit:

Beginning at the southerly curb line of Overton street at an elevation of 220.64 feet; thence rising by a convex parabolic curve for a distance of 80.00 feet to a point of tangent to an elevation of 224.59 feet; thence rising at the rate of 3.06 feet per 100 feet for a distance of 172.0 feet to a point of curve to an elevation of 229.85 feet; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 299.91 feet; thence falling at the rate of 2.91 feet per 100 feet for a distance of 143.60 feet to the City line to an elevation of 225.73 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 53.

No. 492

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Circle way from a point about 20 feet northwest of North Dunfermline street to the existing sewer on Albion street. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on Circle way from a point about 20 feet northwest of North Dunfermline street to the existing sewer on Albion street. Commencing on Circle way at a point about 20 feet northwest of North Dunfermline street, thence

northwestwardly along Circle way to the existing sewer on Albion street; said sewer to be terra cotta pipe and fifteen (15) inches in diameter. With nine (9) inch lateral sewers extending from the main sewer to a point two (2) feet within the building lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of two thousand dollars (\$2,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 53.

No. 493

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Grant avenue and on the east sidewalk of Madison avenue (formerly Chartiers township), from a point about 15 feet northwest of Garfield avenue to the existing sewer on the east sidewalk of Madison avenue at a point about 65 feet north of Grant avenue. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

a public sewer be constructed on Grant avenue and on the east sidewalk of Madison avenue (formerly Chartiers township), from a point about 15 feet northwest of Garfield avenue to the existing sewer on the east sidewalk of Madison avenue at a point about 65 feet north of Grant avenue. Commencing on Grant avenue at a point about 15 feet northwest of Garfield avenue, thence northwestwardly along Grant avenue to the east sidewalk of Madison avenue, thence northwardly along the east sidewalk of Madison avenue to the existing sewer on the east sidewalk of Madison avenue at a point about 65 feet north of Grant avenue; said sewer to be terra cotta pipe and fifteen (15) inches in diameter. With nine (9) inch lateral sewers extending from the main sewer on Grant avenue to a point one (1) foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of five thousand eight hundred dollars (\$5,800.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 54.

No. 494

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Josephine street from

a point about 40 feet west of South Twenty-seventh street to the existing sewer on South Twenty-sixth street. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That a public sewer be constructed on Josephine street from a point about 40 feet west of South Twenty-seventh street to the existing sewer on South Twenty-sixth street. Commencing on Josephine street at a point about 40 feet west of South Twenty-seventh street, thence westwardly along Josephine street to the existing sewer on South Twenty-sixth street; said sewer to be terra cotta pipe and fifteen (15) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of fourteen hundred dollars (\$1,400.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 55.

No. 495

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Webster avenue and

Blessing street, from a point about 20 feet east of Finland street to the existing sewer on Blessing street at a point about 450 feet north of Webster avenue. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a public sewer be constructed on Webster avenue and Blessing street, from a point about 20 feet east of Finland street to the existing sewer on Blessing street at a point about 450 feet north of Webster avenue. Commencing on Webster avenue, at a point about 20 feet east of Finland street, thence eastwardly and south-eastwardly along Webster avenue to Blessing street, thence northwardly along Blessing street to the existing sewer on Blessing street at a point about 450 feet north of Webster avenue; said sewer to be terra cotta pipe and fifteen (15) inches in diameter. With nine (9) inch lateral sewers extending from the main sewer to a point one foot inside the curb lines.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices not to exceed the total sum of eight thousand five hundred dollars (\$8,500.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 23, Page 56.

No. 496

AN ORDINANCE—Granting unto the Colonial Supply Company, its successors and assigns, the right to construct, maintain and use a switch siding on Preble avenue in the Twenty-first ward, City of Pittsburgh, said track to be located at a point approximately one hundred and one (101') feet south of Franklin street, extending southwardly across and along Preble avenue for a distance of one hundred and eighty-two (182') feet to the north building line of Locust street, for the purpose of conveying materials, etc., to and from the property of the Colonial Supply Company situate on Preble avenue between an unnamed alley and Locust street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Colonial Supply Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a switch siding on Preble avenue in the Twenty-first ward, City of Pittsburgh, said track to be located at a point approximately one hundred and one (101') feet south of Franklin street, extending southwardly across and along Preble avenue for a distance of one hundred and eighty-two (182') feet to the north building line of Locust street, for the purpose of conveying materials, etc., to and from the property of the Colonial Supply Company situate on Preble avenue between an unnamed alley and Locust street. The said tracks shall be constructed in accordance with the provisions of this ordinance, and in accordance with the plan attached hereto and identified as Accession No. A-173, Folder A, in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Siding on Preble avenue for the Colonial Supply Company, Twenty-first ward, Pittsburgh, Pa."

Section 2. The said company prior to beginning the construction of the said track shall submit to the Director of the Department of Public Works of the said City, a complete set of plans in triplicate showing

the location and all details for the construction of the said track, and said plans and the construction of the said track shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Colonial Supply Company, its successors and assigns, to that effect; and that the said grantee when so notified shall, at the expiration of said six months, forthwith, remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval the

Colonial Supply Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the company with the corporate seal attached.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed October 31, 1921.

Approved November 3, 1921.

Ordinance Book 33, Page 57.

No. 497

AN ORDINANCE—Authorizing the Director of the Department of Supplies to employ two (2) Warehouse Men and providing for the payment of their salary.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Director of the Department of Supplies shall be and he is hereby authorized, empowered and directed to employ two (2) Warehouse Men at a salary of one hundred twenty-five dollars (\$125.00) per month each, payable from Code Account No. 1126, Salaries, Department of Supplies.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 7, 1921.

Approved November 12, 1921.

Ordinance Book 33, Page 59.

No. 498

AN ORDINANCE—Locating the boulevard of the Allies, to a variable width, from Pride street to Tustin street, in the First and Fourth wards of the City of Pittsburgh, by revising the lines thereof and including therein the Boulevard of the Allies of a variable width, so that the boulevard, as widened, shall be included within the street lines, as hereinafter described.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Boulevard of the Allies, between Pride street and Tustin street, in the First and Fourth wards of the City of Pittsburgh, shall be located at a variable width, by revising the lines thereof and including the Boulevard of the Allies as at present open to a variable width so that the boulevard as widened shall be included within the following described lines:

The southerly line shall coincide with the present southerly line of the Boulevard of the Allies as now opened between the above mentioned terminals.

The northerly line shall begin at a point on the easterly line of Pride street at a perpendicular distance of 62.0 feet north of Station 38 plus 75.50 on the southerly curb line as fixed by Ordinance No. 357, approved July 28, 1921; thence extending eastwardly along a line parallel to and at a perpendicular distance of 62.0 feet north of the said southerly curb line to an intersection with the easterly line of the property now or late of John Ehrler, said intersection being at a perpendicular distance of 62.0 feet north of Station 68 plus 30.73 on the aforesaid southerly curb line.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 7, 1921.

Approved November 12, 1921.

Ordinance Book 33, Page 59.

No. 499

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of Fritz street bridge over the Knoxville incline plane, and providing for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts

to the lowest responsible bidder or bidders for the reconstruction of Fritz street bridge over the Knoxville incline plane, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof, the sum of six thousand (\$6,000.00) dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Appropriation No. 42, Contingent Fund, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said funds for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 7, 1921.

Approved November 12, 1921.

Ordinance Book 33, Page 60.

No. 500

AN ORDINANCE—Fixing the width and position of the northerly sidewalk of the Boulevard of the Allies, in the First ward of the City of Pittsburgh, from a point 95.60 feet west of Stevenson street to Pride street, and re-establishing the grade of the Boulevard of the Allies, from a point 225.0 feet west of Stevenson street to a point 100.0 feet east of Pride street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the northerly sidewalk of the Boulevard of the Allies, in the First ward of the City of Pittsburgh, from a point 95.60 feet west of Stevenson street to Pride street, the grade of the northerly curb line thereof, from Bluff street to a point 100.0 feet east of Pride street, and the grade of the southerly curb line thereof, from a point 225.0 feet west of Stevenson street to a point 100.0 feet east of Pride street shall be and the same are hereby fixed and re-established as follows, to wit:

The northerly sidewalk shall be of a uniform width of 12.0 feet and shall lie along and parallel the northerly street line.

Section 2. The grade of the northerly curb line shall begin at the easterly terminus of the northerly curb line of Bluff street at an elevation of 183.95 feet; thence falling at the rate of 1.93% for a distance of 197.55 feet to the westerly curb line of Stevenson street to an elevation of 180.14 feet; thence to the easterly curb line of Stevenson street to an elevation of 179.43 feet; thence falling at the rate of 1.87% for a distance of 367.23 feet to the westerly curb line of Pride street, to an elevation of 172.56 feet; thence to the easterly curb line of Pride street to an elevation of 172.05 feet; thence falling at the rate of 1.87% for a distance of 101.18 feet to the intersection with the present grade to an elevation of 170.16 feet, said intersection being perpendicularly opposite Station 39 + 59.77 on the southerly curb line as located by Ordinance No. 357, approved July 28, 1921.

The grade of the southerly curb line shall begin at a point at Station 31 + 72.37 on the said southerly curb line as located by the above mentioned ordinance No. 357, at an elevation of 182.10 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 183.01 feet; thence falling at the rate of 1.87% for a distance of 687.40 feet to the intersection with the present grade at Station 39 + 59.77 to an elevation of 170.16 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 7, 1921.

Approved November 12, 1921.

Ordinance Book 33, Page 60.

No. 501

AN ORDINANCE—Re-establishing the grade of Bluff street, in the First ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

the grade of the northerly curb line of Bluff street, in the First ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies, be and the same is hereby re-established as follows, to wit:

Beginning at the easterly curb line of Magee street at an elevation of 189.14 feet; thence falling at the rate of 1.79% for a distance of 290.19 feet to the northerly curb line of the Boulevard of the Allies to an elevation of 183.95 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 7, 1921.

Approved November 12, 1921.

Ordinance Book 33, Page 61.

No. 502

AN ORDINANCE—Re-establishing the grade of Lillian way, from Knox avenue to a point 274.51 feet westwardly therefrom.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the grade of the northerly curb line of Lillian way, from Knox avenue to a point 274.51 feet westwardly therefrom be and the same is hereby re-established as follows, to wit:

Beginning at a point on the westerly curb line of Knox avenue at an elevation of 493.75; thence falling at the rate of 2.0 feet per 100 feet for the distance of 10.0 feet to the westerly line of Knox avenue to an elevation of 493.55 feet; thence falling at the rate of 3.295 feet per 100 feet for the distance of 114.51 feet to a point of curve to an elevation of 484.05 feet; thence by a concave parabolic curve for the distance of 150.0 feet to a point of tangent to an elevation of 480.83 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 7, 1921.

Approved November 12, 1921.

Ordinance Book 33, Page 62.

No. 503

AN ORDINANCE—Authorizing and directing the construction of a public sewer on an unnamed way from a point about 90 feet west of South Pacific avenue to the existing sewer on South Evaline street. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* a public sewer be constructed on an unnamed way from a point about 90 feet west of South Pacific avenue to the existing sewer on South Evaline street; Commencing on an unnamed way at a point about 90 feet west of South Pacific avenue, thence westwardly along an unnamed way to the existing sewer on South Evaline street; said sewer to be terra cotta pipe and fifteen (15) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of nine hundred (\$900.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 7, 1921.

Approved November 12, 1921.

Ordinance Book 33, Page 62.

No. 504

AN ORDINANCE—Authorizing the filing of complaints against the increase in natural gas rates and authorizing the employment of accountants and experts to investigate the natural gas situation, and providing for their compensation.

Whereas, The Equitable Gas Company, the Peoples Natural Gas Company and other natural gas companies supplying natural gas within the City of Pittsburgh, have filed schedules with the Public Service Commission of Pennsylvania with a view of increasing the price of natural gas, and other gas companies are about to do likewise; and

Whereas, It is essential for the City to learn the real cause for the increase and the reasonableness of the amount to be fixed, and this can best be done under the jurisdiction of the Public Service Commission of the State of Pennsylvania; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the City Solicitor and the Special Assistant City Solicitor be and they are hereby authorized and directed to file complaints before the Public Service Commission of Pennsylvania protesting against the increase in the price of natural gas in this City, with a view of having that body inquire into the same and to determine the cause of said increase and the reasonableness thereof.

Section 2. That the said Special Assistant City Solicitor shall, subject to the approval of the City Solicitor, be and is hereby empowered to employ the necessary accountants, engineers and witnesses for the preparation and trial of said complaints. All bills so incurred shall be approved by the Finance Committee of Council and shall be chargeable to Code Account 1080.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 63.

No. 505

AN ORDINANCE—Appropriating and setting aside from the proceeds of Water Bonds, Series "A," 1919, the sum of sixty-five thousand (\$65,000.00) dollars for the payment of Engineering, Mechanical and other services in the Bureau of Water, Department of Public Works.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated and set aside from the proceeds received from the sale of Water Bonds, Series "A," 1919, the sum of sixty-five thousand (\$65,000.00) dollars for the purpose of paying the salaries and wages required for Engineering, Mechanical and other services performed by the employees of the Bureau of Water, Department of Public Works, in the improvement of and extension of water system, installation of meters, etc., in the prosecution of the work contemplated in the ordinance authorizing the sale of said bonds.

Section 2. That said appropriation shall be known as No. 203-A, Salaries and Wages.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 64.

No. 506

AN ORDINANCE—Authorizing and empowering the Director of the Department of Public Works to employ a competent sculptor to prepare the necessary models for ornamental work required in connection with the construction of the Beechwood boulevard bridge, and setting apart the sum of nine hundred sixty-five (965) dollars from Bond Fund Appropriation No. 212—"Beechwood Boulevard Bridge Bonds"—for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Director of the Department of Public Works shall be and he is

hereby authorized and empowered to appoint and employ a competent sculptor to prepare the necessary models for ornamental work required in connection with the construction of the Beechwood boulevard bridge, connecting Schenley Park with Beechwood boulevard, at a cost not to exceed the sum of nine hundred sixty-five (965) dollars.

Section 2. That for the payment of the cost thereof, the sum of nine hundred sixty-five (965) dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Bond Fund No. 212—"Beechwood Boulevard Bridge Bonds"—and the Mayor and the City Controller are hereby authorized and directed, respectively, to issue and countersign a warrant drawn on said fund for the payment of the cost thereof.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 65.

No. 507

AN ORDINANCE—Providing for the making of a contract or contracts for miscellaneous repairs to Bureau of Water pipe line buildings at South Thirtieth and Sarah streets, and at Hamilton avenue and Enterprise street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works of the City of Pittsburgh shall be and are hereby authorized to advertise for proposals and to award a contract, or contracts, to the lowest responsible bidder, or bidders, for the miscellaneous repairs to the Bureau of Water pipe line buildings at South Thirtieth and Sarah streets, and at Hamilton avenue and Enterprise street, for a sum not to exceed two thousand dollars (\$2,000.00), in accordance with an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the seventh day of March, A. D. 1901, and the different supplements and amendments

thereto, and the ordinances of Council in such cases made and provided.

Section 2. That the sum of two thousand dollars (\$2,000.00), or so much of the same as may be necessary, shall be and is hereby set apart and appropriated for the payment or payments required for the performance of the above mentioned work, and that the said amount or amounts be paid out of Appropriation No. 1765, "Repairs," Bureau of Water.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 65.

No. 508

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of sidewalk pavements on Wabash avenue between Plank street and Independence street, and authorizing the setting aside of the sum of thirty-eight hundred dollars (\$3,800.00) from Bond Fund Appropriation No. 194, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of sidewalk pavements on Wabash avenue between Plank street and Independence street, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work, in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of thirty-eight hundred dollars (\$3,800.00), or so much thereof as may be necessary, is hereby set apart and appropriated from Bond Fund Appropriation No. 194, and the Mayor and the Controller are hereby authorized and directed respectively to issue and

countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 66.

No. 509

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Bascom street from Perrysville avenue to the City line. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Bascom street from Perrysville avenue to the City line be graded, paved and curbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points, the contract or contracts therefore to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or fifty-five thousand dollars (\$55,000.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.
Approved November 28, 1921.
Ordinance Book 33, Page 67.

No. 510

AN ORDINANCE — Re-establishing the grade on Beechwood boulevard from Alger street to the entrance to Schenley Park.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the easterly curb line of Beechwood boulevard, from Alger street to the entrance to Schenley Park shall be and the same is hereby re-established as follows, to wit:

Beginning on the northerly curb line of Beechwood boulevard at an elevation of 251.37 feet; thence falling at the rate of 1.73 per cent for a distance of 195.03 feet to a point of curve to an elevation of 248.0 feet; thence by a concave parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 247.82 feet; thence rising at the rate of 1 per cent for a distance of 607.82 feet to the entrance to Schenley Park to an elevation of 253.90 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.
Approved November 28, 1921.
Ordinance Book 33, Page 68.

No. 511

AN ORDINANCE — Establishing the grade on Berkshire avenue, from Sussex avenue to Woodbourne avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southwesterly curb line of Berkshire avenue, from Sussex avenue to Woodbourne avenue, be and the same is hereby established as follows, to wit:

Beginning at the northerly building line of Sussex avenue at an elevation of 458.93 feet; thence rising at a rate

of 2.0 feet per 100 feet for a distance of 490.0 feet to the southerly building line of Oakridge avenue to an elevation of 468.73 feet; thence rising at a rate of 12.5 feet per 100 feet for a distance of 318.76 feet to a point of curve to an elevation of 508.57 feet; thence by a convex parabolic curve for a distance of 240.6 feet to a point of tangent to an elevation of 515.37 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 231.24 feet to the southerly building line of Freedom avenue to an elevation of 502.50 feet; thence falling at a rate of 12.62 feet per 100 feet for a distance of 390.0 feet to a point of curve to an elevation of 453.29 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 447.90 feet; thence falling at a rate of 5.317 feet per 100 feet for a distance of 248.79 feet to a point of curve to an elevation of 434.68 feet; thence by a convex parabolic curve for a distance of 44.22 feet to a point of tangent to an elevation of 341.20 feet; thence falling at a rate of 10.393 feet per 100 feet for a distance of 323.91 feet to the northerly building line of Woodbourne avenue to an elevation of 397.54 feet; thence falling at a rate of 6.0 feet per 100 feet for a distance of 9.0 feet to the northerly curb line of Woodbourne avenue to an elevation of 397.0 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.
Approved November 28, 1921.
Ordinance Book 33, Page 68.

No. 512

AN ORDINANCE — Establishing the grade of Binler street, from Frankstown avenue to the southerly property line of D. & J. N. Berlin's Plan of Lots.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the east curb line of Binler street, from Frankstown avenue to the southerly property line of D. & J. N. Berlin's Plan of Lots, be and the same is hereby established as follows, to wit:

Beginning on the south curb line of Frankstown avenue at an elevation of 216.46 feet (curb as set); thence falling at the rate of 1.2 feet per 100 feet for the distance of 121.83 feet to the north curb line of Broad street to an elevation of 215.00 feet; thence falling to the south curb line of Broad street to an elevation of 214.97 feet; thence falling at the rate of 4 feet per 100 feet for the distance of 57.83 feet to a point of curve to an elevation of 212.66 feet; thence by a concave parabolic curve for the distance of 15 feet to the southerly property line of D. & J. N. Berlin's Plan of Lots to an elevation of 212.40 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 69.

No. 513

AN ORDINANCE—Establishing the grade of Mott way, from Ella street to Dargan street.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the south line of Mott way, from Ella street to Dargan street, be and the same is hereby established as follows, to wit:

Beginning on the west curb line of Ella street at an elevation of 217.20 feet (curb as set); thence falling at the rate of 0.55 feet per 100 feet for the distance of 9 feet to the west line of Ella street to an elevation of 217.15 feet; thence falling at the rate of 9.5 feet per 100 feet for the distance of 10. feet to the east line of Nero way to an elevation of 207.65 feet; thence falling at the rate of 4.75 feet per 100 feet for the distance of 119.0 feet to the east curb line of Dargan street to an elevation of 202.00 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 69.

No. 514

AN ORDINANCE—Establishing the grade on Trelona way, from Pioneer avenue to Berkshire avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southwesterly building line of Trelona way, from Pioneer avenue to Berkshire avenue, be and the same is hereby established as follows, to wit:

Beginning at the southerly curb line of Pioneer avenue at an elevation of 516.37 feet; thence by a convex parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 515.04 feet; thence falling at a rate of 4.445 feet per 100 feet for a distance of 417.06 feet to a point of curve to an elevation of 496.50 feet; thence by a concave parabolic curve for a distance of 60 feet to a point of tangent to an elevation of 495.88 feet; thence rising at a rate of 2.37 feet per 100 feet for a distance of 158.0 feet to the northerly curb line of Castlegate avenue to an elevation of 499.63 feet; thence falling at a rate of 2.8 feet per 100 feet for a distance of 24.0 feet to the southerly curb line of Castlegate avenue to an elevation of 498.96 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 497.96 feet; thence falling at a rate of 2.998 feet per 100 feet for a distance of 857.0 feet to the northerly curb line of Stebbins avenue to an elevation of 472.27 feet; thence level for a distance of 22.0 feet to the southerly curb line of Stebbins avenue; thence by a convex parabolic curve for a distance of 80.0 feet to a point of tangent to an elevation of 475.45 feet; thence rising at a rate of 1.0 foot per 100 feet for a distance of 95.0 feet to a point of curve to an elevation of 476.40 feet; thence by a convex parabolic curve for a distance of 50.0 feet to a point of tangent to an elevation of 476.45 feet; thence falling at a rate of 0.82 feet per 100 feet for a distance of 462.0 feet to a point of curve to an elevation of 472.66 feet; thence by a convex parabolic curve for a distance of 80.0 feet to the northerly curb line of Queensboro avenue to an elevation of 469.45 feet; thence level for a distance of 24.0 feet to the southerly curb line of Queensboro avenue; thence rising at a rate of 5.0 feet per 100 feet for a distance of 452.0 feet to a point

of curve to an elevation of 492.05 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 494.00 feet; thence falling at a rate of 1.104 feet per 100 feet for a distance of 285.0 feet to a point of curve to an elevation of 490.85 feet; thence by a convex parabolic curve for a distance of 50.0 feet to the northerly curb line of Oakridge avenue to an elevation of 489.40 feet; thence level for a distance of 22.0 feet to the southerly curb line of Oakridge avenue; thence rising at a rate of 4.0 feet per 100 feet for a distance of 105.0 feet to a point of curve to an elevation of 493.60 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 498.16 feet; thence rising at a rate of 11.2 feet per 100 feet for a distance of 244.67 feet to a point of curve to an elevation of 525.56 feet; thence by a convex parabolic curve for a distance of 160 feet to a point of tangent to an elevation of 528.12 feet; thence falling at a rate of 8.0 feet per 100 feet for a distance of 198.33 feet to the northerly curb line of Freedom avenue to an elevation of 512.25 feet; thence level for a distance of 22 feet to the southerly curb line of Freedom avenue; thence by a convex parabolic curve for a distance of 24.0 feet to a point of tangent to an elevation of 511.14 feet; thence falling at a rate of 9.3 feet per 100 feet for a distance of 189.0 feet to a point of curve to an elevation of 493.56 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 486.70 feet; thence falling at a rate of 13.55 feet per 100 feet for a distance of 160.0 feet to a point of curve to an elevation of 465.02 feet; thence by a concave parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 458.24 feet; thence falling at a rate of 9.063 feet per 100 feet for a distance of 289.97 feet to the northeasterly curb line of Berkshire avenue to an elevation of 434.68 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 70.

No. 515

AN ORDINANCE—Establishing the grade on Wickline's lane, from Spring Garden avenue to Rialto street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly and easterly curb line of Wickline's Lane, from Spring Garden avenue to Rialto street, be and the same is hereby established as follows, to wit:*

Beginning at the easterly curb line of Spring Garden avenue at an elevation of 109.16 feet; thence rising at a rate of 7.5 feet per 100 feet for a distance of 80 feet to a point of curve to an elevation of 115.16 feet; thence by a concave parabolic curve for a distance of 40 feet to a point of tangent to an elevation of 118.73 feet; thence rising at a rate of 10.345 feet per 100 feet for a distance of 299.49 feet to an angle to an elevation of 149.71 feet; thence rising at a rate of 12.0 feet per 100 feet for a distance of 132.95 feet to the westerly building line of Cowley street to an elevation of 165.66 feet; thence rising at a rate of 7.0 feet per 100 feet for a distance of 40 feet to the easterly building line of Cowley street to an elevation of 168.46 feet; thence rising at a rate of 16.0 feet per 100 feet for a distance of 242.80 feet to the southwesterly building line of Rialto street to an elevation of 207.31 feet; thence rising at a rate of 5.0 feet per 100 feet for a distance of 8.66 feet to the southwesterly curb line of Rialto street to an elevation of 207.74 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 28, 1921.

Ordinance Book 33, Page 71.

No. 516

AN ORDINANCE—Authorizing and directing the Director of the Department of Public Works to extend the sloping of the hillside and construction of slope walls on the southerly side of Biegelow boulevard to include certain dangerous portions between the Seventeenth street incline

and Herron avenue under the terms of Contract No. 5699, Mayor's Office File No. 291, entered into October 27, 1921, with A. L. Anderson & Bros., Inc., and authorizing the setting aside of the sum of eleven thousand five hundred dollars (\$11,500.00) from Code Account No. 1591-E, "Restoration of Bigelow boulevard at Kirkpatrick street," for the payment of the cost thereof.

Whereas, By virtue of Ordinance No. 447, approved October 13, 1921, the sum of twenty thousand dollars (\$20,000.00) was appropriated, and said Contract No. 5699 was entered into with A. L. Anderson & Bros., Inc., for grading the hillside and constructing slope wall in back of retaining wall on the southerly side of Bigelow boulevard between Elm street and the Seventeenth street incline; and

Whereas, It is now ascertained that after making payment for the cost of restoring Bigelow boulevard and making other improvements thereon, there is still remaining in Code Account No. 1591-E, "Restoration of Bigelow boulevard at Kirkpatrick street," an unencumbered balance in excess of eleven thousand five hundred dollars (\$11,500.00); and

Whereas, In order to avoid the delay entailed in the awardal of a separate contract and permit of completing this improvement at the earliest possible date, it is deemed advisable to grade the hillside and construct slope walls at certain dangerous points between the Seventeenth street incline and Herron avenue under the very reasonable terms of the aforesaid contract No. 5699, entered into with A. L. Anderson & Bros., Inc.; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the city that the Director of Department of Public Works shall be and he is hereby authorized and directed to extend the sloping of the hillside and construction of slope walls on the southerly side of Bigelow boulevard to include certain dangerous portions between the Seventeenth street incline and Herron avenue under the terms of Contract No. 5699. Mayor's Office File No. 291, entered into October 27, 1921, with A. L. Anderson & Bros., Inc.

Section 2. That for the payment of the cost of the extension of said improvement the sum of eleven thousand five hundred dollars (\$11,500.00), or so much thereof as may be necessary,

shall be and the same is hereby set apart and appropriated from Code Account No. 1591-E, "Restoration of Bigelow boulevard at Kirkpatrick street," and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of the extension of said improvement.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 21, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 72.

No. 517

AN ORDINANCE—Authorizing and directing the grading to a width of 32 feet, paving and curbing of Baker street, from Morningside avenue to a point 264.69 feet westwardly from the second angle west of Gatewood way. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Baker street from Morningside avenue to a point 264.69 feet westwardly from the second angle west of Gatewood way be graded to a width of 32 feet, paved and curbed. The said grading shall be done for the portion of the street included between the lines parallel with, and at perpendicular distances of 2 feet south of the southerly curb line, and 8 feet north of the northerly curb line as fixed by Ordinance No. 355, approved October 4, 1920.

Section 2. The mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to a width of 32 feet, paving and curbing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly

and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of eighty-one thousand dollars (\$81,000.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 73.

No. 518

AN ORDINANCE—Authorizing and directing the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving of Broad street from North Highland avenue to Hamilton avenue. And providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That Broad street, from North Highland avenue to Hamilton avenue, be graded, regraded, paved, repaved, curbed, recurbed and otherwise improved.

Section 2. The mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, regrading, paving, repaving, curbing, recurbing and otherwise improving said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the

total sum of one hundred four thousand dollars (\$104,000.00), which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 74.

No. 519

AN ORDINANCE—Widening East street in the Twenty-third Twenty-fourth and Twenty-sixth wards of the City of Pittsburgh, from Tripoli street to the first angle south of Royal street, as hereinafter designated and described as parts "A," "B," "C" and "D," and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That East street in the Twenty-third, Twenty-fourth and Twenty-sixth wards of the City of Pittsburgh, from Tripoli street to the first angle south of Royal street, shall be widened to a variable width by taking for public use for highway purposes all the following described property as hereinafter designated and described as Parts "A," "B," "C" and "D" according to the hereinafter descriptions, to wit:

PART "A."

Beginning at the intersection of the present westerly line of East street and the northerly line of Tripoli street; thence westwardly along the northerly line of Tripoli street S. 75° 15' 25" W., 20 feet to a line dividing the properties now or late of Hannah Schuppert and the Mary E. Schenley estate; thence along the said line

dividing the properties now or late of Hannah Schuppert and the Mary E. Schenley estate N. 14° 44' 35" W., 132.02 feet to the southerly line of North avenue east; thence along the southerly line of North avenue east N. 75° 15' 25" E., 20 feet to the present westerly line of East street; thence along the present westerly line of East street S. 14° 44' 35" E., 132.02 feet to the place of beginning.

PART "B."

Beginning at the intersection of the present westerly line of East street and the northerly line of North avenue east; thence along the northerly line of North avenue east S. 75° 15' 25" W., 18 feet to a line dividing the properties now or late of the Mary E. Schenley Estate; thence along said line dividing properties now or late of the Mary E. Schenley estate N. 14° 44' 35" W., 100 feet to another line dividing properties now or late of the Mary E. Schenley estate; thence along the latter mentioned line dividing properties now or late of the Mary E. Schenley estate S. 75° 15' 25" W., 2 feet to a point; thence N. 14° 44' 35" W., 470.09 feet to a point on the westerly line of East street produced; thence along the westerly line of East street produced N. 2° 37' 35" W., 95.28 feet to the first angle in the present westerly line of East street north of North avenue east; thence along the present westerly line of East street S. 14° 44' 35" E., 663.25 feet to the place of beginning.

PART "C."

Beginning at a point on the present easterly line of East street 553.14 feet northwardly from the intersection of the easterly line of East street and the northerly line of North avenue east; thence northwardly along the present easterly line of East street N. 14° 44' 35" W., 105.89 feet to the first angle north of North avenue east; thence continuing along the present easterly line of East street N. 2° 37' 35" W., 796.52 feet to the intersection with the westerly line of Madison avenue; thence along the westerly line of Madison avenue S. 20° 05' 35" E., 132.37 feet to a line dividing properties now or late of Samuel Hasley; thence along the said line dividing properties now or late of Samuel Hasley S. 72° 57' 25" W., 20.37 feet to a point; thence S. 2° 37' 35" E., 747.73 feet to a point of curve; thence deflecting to the left by the arc of a circle with a radius of 100 feet and a central angle of 12° 07' for

a distance of 21.15 feet to a point of tangent, said point of tangent being the place of beginning.

PART "D."

Beginning at the intersection of the easterly line of Madison avenue and the present easterly line of East street as widened to 50 feet by Ordinance No. 550 of the City of Allegheny, approved October 20, 1902; thence along the present easterly line of East street as so widened N. 2° 37' 35" W., 1243.57 feet to the first angle north of Madison avenue; thence continuing along the present easterly line of East street N. 7° 49' 20" W., 388.60 feet to the first angle south of Royal street; thence along the easterly line of East street produced S. 16° 28' E., 66.53 feet to an angle; thence S. 7° 49' 20" E., 323.28 feet to another angle; thence S. 2° 37' 35" E., 1275.80 feet to the easterly line of Madison avenue; thence along the easterly line of Madison avenue N. 20° 05' 35" W., 33.32 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said East street, from Tripoli street to the first angle south of Royal street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as same affects this Ordinance.

Passed November 22, 1921.

Ordinance Book 33, Page 75.

Approved November 29, 1921.

No. 520

AN ORDINANCE — Widening Calveston avenue, in the Twenty-second ward of the City of Pittsburgh, from South avenue to Pollmev street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from

properties benefited thereby and changing the name thereof to "Manchester avenue."

Galveston avenue, in the Twenty-second ward of the City of Pittsburgh, from South avenue to Ree's ale street shall be and the same is hereby widened to a uniform width of 60.0 feet and from Reedsdale street to Pollmey street, shall be widened to a variable width, by taking for public use for highway purposes all of the following described property, to wit:

Beginning at the intersection of the northerly line of South avenue and present westerly line of Galveston avenue; thence extending S. 75° 47' 50" W. along the northerly line of South avenue for a distance of 15.15 feet; thence extending north 22° 15' W. for a distance of 28.40 feet to a point of curve; thence deflecting to the left by the arc of a circle having a radius of 190.01 feet and a central angle of 59° 26' 44" to a distance of 197.14 feet, to the southerly line of Pollmey street; thence extending north 76° 21' 40" east along the southerly line of Pollmey street for a distance of 109.65 feet to the westerly line of Galveston avenue; thence extending south 22° 15' east along the westerly line of Galveston avenue for a distance of 438.73 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Galveston avenue, in the Twenty-second ward, from South avenue to Pollmey street to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The name of Galveston avenue from South avenue to Pollmey street is hereby changed to "Manchester avenue."

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 77.

No. 521

AN ORDINANCE—Opening Irvine street in the Fifteenth ward, from line dividing properties of Albert Kern and J. B. Eythe to the northerly boundary line of Marion Place Plan of Lots No. 2 to a width of 60 feet; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Irvine street in the Fifteenth ward, from the line dividing properties of Albert Kern and J. B. Eythe to the northerly boundary line of Marion Place Plan of Lots No. 2, be opened to a width of 60 feet, the easterly building line of which is described as follows, to wit:

Beginning at a point on line dividing properties of Albert Kern and J. B. Eythe, which point is distant 158.0 feet eastwardly from the westerly five-foot running line of Second avenue measured at right angles; thence S. 21° 47' 20" E. and parallel to Second avenue 490.5 (plus or minus) feet to the northerly boundary line of Marion Place Plan of Lots No. 2.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Irvine street in the Fifteenth ward, from line dividing properties of Albert Kern and J. B. Eythe to the northerly boundary line of Marion Place Plan of Lots No. 2, to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same, shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 78.

No. 522

AN ORDINANCE—Opening Irvine street in the Fifteenth ward, from the southerly boundary line of Marion Place Plan No. 2 to the northerly boundary line of the Peoples Savings Bank Plan of Lots, to a width of 60 feet; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Irvine street, in the Fifteenth ward, from the southerly boundary line of Marion Place Plan of Lots No. 2 to the northerly boundary line of the Peoples Savings Bank Plan of Lots, be opened to a width of 60 feet, the easterly building line of which is described as follows, to wit:

Beginning at a point on the southerly boundary line of Marion Place Plan of Lots No. 2, which point is distant 158.0 feet eastwardly from the westerly five-foot running line of Second avenue; measured at right angles; thence S. 21° 47' 20" E., and parallel to Second avenue 949.5 (plus or minus) feet to the northerly boundary line of the Peoples Savings Bank Plan of Lots.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Irvine street, in the Fifteenth ward, from the southerly boundary line of Marion Place Plan of Lots to the northerly boundary line of the Peoples Savings Bank Plan of Lots, to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 79.

No. 523

AN ORDINANCE—Opening Irvine street in the Fifteenth ward through the Marion Place Plan of Lots No. 2, and providing that the costs, damages and expenses caused thereby be assessed against and collected from properties benefited hereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Irvine street, in the Fifteenth ward, be opened through the Marion Place Plan of Lots No. 2 by taking for public use for highway purposes the following described property, to wit:

Beginning at a point on the northerly boundary line of Marion Place Plan of Lots No. 2, which point is distant 158.0 feet eastwardly from the westerly five-foot running line of Second avenue measured at right angles; thence S. 21° 47' 20" E., and parallel to Second avenue 178 (plus or minus) feet to the southerly boundary line of said plan; thence westwardly along said southerly boundary line 75 (plus or minus) feet to the westerly boundary line of said plan; thence northwardly along said westerly boundary line 181 (plus or minus) feet to the northerly boundary line of said plan; thence eastwardly along said northerly boundary line 75 (plus or minus) feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Irvine street in the Fifteenth ward, through the Marion Place Plan of Lots No. 2, to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 79.

No. 524

AN ORDINANCE—Opening Irvine street in the Fifteenth ward, from the northerly boundary line of the Peoples Savings Bank Plan of Lots to Tullymet street; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Irvine street in the Fifteenth ward, from the northerly boundary line of the Peoples Savings Bank Plan of Lots to Tullymet street, be opened by taking for public use for highway purposes the following described property, to wit:

Beginning at a point on the northerly boundary line of the Peoples Savings Bank Plan of Lots, said point being distant 158.0 feet eastwardly from the westerly five-foot running line of Second avenue measured at right angles; thence S. 21° 47' 20" E. and parallel to Second avenue 205 feet (plus or minus) to Tullymet street; thence westwardly along Tullymet street 80 feet (plus or minus) to the westerly boundary line of said plan; thence northwardly along said westerly boundary line 205 feet (plus or minus) to the northerly boundary line of said plan; thence eastwardly along said northerly boundary line 79 feet (plus or minus) to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Irvine street in the Fifteenth ward, from the northerly boundary line of the Peoples Savings Bank Plan of Lots to Tullymet street, to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 80.

No. 525

AN ORDINANCE—Opening Irvine street in the Fifteenth ward, from Tullymet street to the southerly boundary line of the Peoples Savings Bank Plan of Lots and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Irvine street, in the Fifteenth ward, be opened from Tullymet street to the southerly boundary line of the Peoples Savings Bank Plan of Lots by taking for public use for highway purposes the following described property, to wit:

Beginning on the southerly building line of Tullymet street at a point distant 158.72 feet from the intersection of the southerly building line of Tullymet street and the westerly five-foot running line of Second avenue; thence south 18° 43' 15" east 211.0 (plus or minus) feet to the southerly boundary line of the Peoples Savings Bank Plan of Lots, which point is distant 145.43 feet eastwardly from the westerly five-foot running line of Second avenue measured at right angles; thence westwardly along said southerly boundary line 73 (plus or minus) feet to the westerly boundary line of said plan; thence northwardly along said westerly boundary line 210.0 (plus or minus) feet to the southerly building line of Tullymet street; thence eastwardly along said southerly building line of Tullymet street 79 (plus or minus) feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Irvine street, in the Fifteenth ward, from Tullymet street to the southerly boundary line of the Peoples Savings Bank Plan of Lots to be opened, in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts

of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 81.

No. 526

AN ORDINANCE—Widening Irvine street in the Fifteenth ward, from Greenfield avenue to line dividing properties of Albert Kern and J. B. Eythe, to a width of 60 feet; and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Irvine street in the Fifteenth ward, from Greenfield avenue to line dividing properties of Albert Kern and J. B. Eythe, be widened to a width of 60 feet, the easterly building line of which is described as follows, to wit:

Beginning on the southerly building line of Greenfield avenue at a point N. 56° 41' E., 202.40 feet from the intersection of the southerly building line of Greenfield avenue and the westerly five-foot running line of Second avenue; thence S. 29° 42' E., and parallel to Second avenue 1355.58 feet to an angle; thence S. 25° 10' 50" E., 700.73 feet to an angle; thence S. 21° 47' 20" E., 192 (plus or minus) feet to line dividing properties of Albert Kern and J. B. Eythe, which point is distant 158.0 feet from the westerly five-foot running line of Second avenue measured at right angles.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Irvine street, in the Fifteenth ward, from Greenfield avenue to line dividing properties of Albert Kern and J. B. Eythe, to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay same shall be assessed against and collected from properties

benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 82.

No. 527

AN ORDINANCE—Opening Manchester avenue, in the Twenty-second ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Manchester avenue, in the Twenty-second ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street shall be and the same is hereby opened to a uniform width of 60.0 feet, by taking for public use for highway purposes all of the following described property, to wit:

Beginning at the intersection of the easterly line of Allegheny avenue and the southerly line of Ridge avenue; thence extending N. 68° 09' E. along the southerly line of Ridge avenue for a distance of 23.0 feet to a point; thence extending S. 46° 53' E. for a distance of 170.62 feet to a point of curve; thence deflecting to the left by the arc of a circle having a radius of 600.0 feet and a central angle of 18° 44' for a distance of 196.17 feet to the westerly line of Sturgeon street; thence extending S. 22° 12' 10" E. along the westerly line of said Sturgeon street for a distance of 83.26 feet to a point; thence in a north-westerly direction by the arc of a circle deflecting to the right having a radius of 660.0 feet and a central angle of 23° 59' 27" for a distance of 276.35 feet to a point of tangent; thence extending N. 46° 53' W. by a line tangent to said last mentioned curve for a distance of 95.26 feet to the easterly line of Allegheny avenue; thence extending N. 22° 10' 10" W.

along the easterly line of Allegheny avenue for a distance of 93.67 feet to the place of beginning.

Section 2. The Director of the Department of Public Works is hereby authorized and directed to cause said Manchester avenue, in the Twenty-second ward of the City of Pittsburgh, from Allegheny avenue to Sturgeon street to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 83.

No. 528

AN ORDINANCE—Widening Pollmey street, in the Twenty-second ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby and changing the name of a portion thereof to "Manchester avenue."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Pollmey street, in the Twenty-second ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street shall be and the same is hereby widened to a variable width, by taking for public use for highway purposes all of the following described property, to wit:

Beginning at the intersection of the westerly line of Galveston avenue and the present northerly line of Pollmey street thence extending S. 76° 21' 46" W. along the present northerly line of said Pollmey street for a distance of 403.55 feet to the easterly line of Sturgeon street; thence extending N. 22° 12' 10" W. along the

easterly line of said Sturgeon street for a distance of 163.65 feet to a point; thence in an easterly direction by the arc of a circle deflecting to the left having a radius of 600.0 feet and a central angle of 16° 18' 40" for a distance of 170.81 feet to a point of tangent; thence extending S. 85° 57' E. by a line tangent to said curve for a distance of 288.34 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Pollmey street, in the Twenty-second ward of the City of Pittsburgh, from Galveston avenue to Sturgeon street, to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The name of that portion of Pollmey street, from Galveston avenue to Sturgeon street, lying between the above described northerly line and a line 60.0 feet south of and parallel to the said northerly line is hereby changed to "Manchester avenue."

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 84.

No. 529

AN ORDINANCE—Widening Second avenue, in the Fifteenth ward, from Minden street to a point 187.72 feet southwardly therefrom and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Second avenue, in the Fifteenth ward, from Minden street to a point 187.72 feet southwardly therefrom along the following described lines:

Beginning at the intersection of the southerly building line of Minden street and the easterly building line of Second avenue; thence along Minden street N. 72° 27' 20" E. 54.96 feet to a point; thence S. 3° 44' 05" E. 160.56 feet to a point of curve; thence by a curve deflecting to the left having a radius of 100.0 feet and a central angle of 18° 03' 15" a distance of 31.51 feet to a point of tangent on the easterly building line of Second avenue; thence along the easterly building line of Second avenue N. 21° 47' 20" W. 187.72 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Second avenue, in the Fifteenth ward, from Minden street to a point 187.72 feet southwardly therefrom to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 85.

No. 530

AN ORDINANCE—Widening Willock street in the Fifteenth ward, from the southerly boundary line of the Peoples Savings Bank Plan of Lots to Minden street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Willock street in the Fifteenth ward, from the southerly boundary line of the Peoples Savings Bank Plan of Lots to Minden street be and the same is hereby widened to a width

of 60.0 feet; the easterly building line of which is described as follows, to wit:

Beginning at a point on the southerly boundary line of the Peoples Savings Bank Plan of Lots, said point being distant 145.43 feet eastwardly from the westerly five-foot running line of Second avenue measured at right angles; thence S. 18° 43' 15" E. 548 (plus or minus) feet to the northerly building line of Minden street, said point being distant 116.30 feet from the intersection of the northerly building line of Minden street and the westerly five-foot running line of Second avenue.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Willock street, in the Fifteenth ward, from the southerly boundary line of the Peoples Savings Bank Plan of Lots to Minden street to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 22, 1921.

Approved November 29, 1921.

Ordinance Book 33, Page 86.

No. 531

AN ORDINANCE—Locating Baum Boulevard, from South Rebecca street to South Highland avenue, in the Eighth ward of the City of Pittsburgh, by revising the lines thereof and including therein Baum Boulevard having a width of 50 feet so that the boulevard as located shall be included within the street lines as hereinafter described.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Baum boulevard, from South Rebecca street to South Highland avenue, is

the Eighth ward of the City of Pittsburgh, shall be located to a variable width by revising the lines thereof and including Baum boulevard as at present open to a width of 50 feet, so that the boulevard as located shall be included within the following described lines, to wit:

The northerly line shall begin at a point of curve on the easterly line of South Rebecca street at a distance of 31.39 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $119^{\circ} 22'$ for a distance of 31.25 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 128.93 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 30 feet and a central angle of $60^{\circ} 38'$ for a distance of 31.75 feet to a point of tangent on the westerly line of Vintage way; thence,

Beginning at a point of curve on the easterly line of Vintage way at a distance of 22.84 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 10 feet and a central angle of $119^{\circ} 22'$ for a distance of 20.83 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 137.48 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 30 feet and a central angle of $60^{\circ} 38'$ for a distance of 31.75 feet to a point of tangent on the westerly line of Vintage way; thence,

Beginning at a point of curve on the easterly line of Vintage way at a distance of 22.84 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 10 feet and a central angle of $119^{\circ} 22'$ for a distance of 20.83 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 137.48 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 30 feet and a central angle of $60^{\circ} 38'$ for a distance of 31.75 feet

to a point of tangent on the west line of South Graham street; thence

Beginning at a point of curve on the easterly line of South Graham street at a distance of 20 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $90^{\circ} 00'$ for a distance of 23.56 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 256.89 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 60 feet and a central angle of $60^{\circ} 38'$ for a distance of 63.50 feet to a point of tangent on the westerly line of South Fairmount street; thence,

Beginning at a point of curve on the easterly line of South Fairmount street at a distance of 31.39 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $119^{\circ} 22'$ for a distance of 31.25 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 236.07 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 15 feet and a central angle of $93^{\circ} 02'$ for a distance of 24.36 feet to a point of tangent on the westerly line of Roup avenue; thence,

Beginning at a point of curve on the easterly line of Roup avenue at a distance of 19.24 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $86^{\circ} 58'$ for a distance of 22.77 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 164.99 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 25 feet and a central angle of $43^{\circ} 46' 40"$ for a distance of 19.10 feet to a point of tangent on the westerly line of South Negley avenue; thence,

Beginning at a point of curve on the easterly line of South Negley

avenue at a distance of 44.57 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $136^{\circ} 13' 20''$ for a distance of 35.66 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 116.83 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 30 feet and a central angle of $43^{\circ} 46' 40''$ for a distance of 22.92 feet to a point of tangent on the westerly line of Ravoux way; thence,

Beginning at a point of curve on the easterly line of Ravoux way at a distance of 32.12 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 10 feet and a central angle of $136^{\circ} 13' 20''$ for a distance of 23.78 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 110 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 60 feet and a central angle of $43^{\circ} 46' 40''$ for a distance of 45.84 feet to a point of tangent on the westerly line of Amber street; thence,

Beginning at a point of curve on the easterly line of Amber street at a distance of 44.57 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $136^{\circ} 13' 20''$ for a distance of 35.66 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 99.26 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 30 feet and a central angle of $43^{\circ} 46' 40''$ for a distance of 22.92 feet to a point of tangent on the westerly line of Stamair way; thence,

Beginning at a point of curve on the easterly line of Stamair way at a distance of 32.12 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 10

feet and a central angle of $136^{\circ} 13' 20''$ for a distance of 23.78 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 123.34 feet to the westerly line of South St. Clair street; thence,

Beginning at a point of curve on the easterly line of South St. Clair street at a distance of 44.57 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $136^{\circ} 13' 20''$ for a distance of 35.66 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 294.92 feet to a point; thence deflecting to the left $67^{\circ} 06'$ in a northerly direction for a distance of 9.47 feet to the westerly line of Friendship avenue; thence,

Beginning at a point of curve on the easterly line of South Euclid avenue at a distance of 13.82 feet northwardly from the first angle north of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 22.5 feet and a central angle of $136^{\circ} 13' 20''$ for a distance of 53.49 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 136.48 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 30 feet and a central angle of $43^{\circ} 46' 40''$ for a distance of 22.92 feet to a point of tangent on the westerly line of Auto way; thence,

Beginning at a point on the easterly line of Auto way at a distance of 18.41 feet northwardly from the northerly line of Baum boulevard as now opened; thence deflecting to the right $111^{\circ} 28' 40''$ in a southerly direction for a distance of 8.36 feet to a point; thence deflecting to the left $67^{\circ} 42'$ in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 123.57 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 60 feet and a central angle of $43^{\circ} 46' 40''$ for a distance of 45.84 feet to a point of tangent on the westerly line of South Beatty street; thence.

Beginning at a point on the easterly line of South Beatty street at a distance of 15.93 feet northeastwardly from the first angle north of Baum boulevard as now opened; thence deflecting to the right $133^{\circ} 46' 40''$ in a southerly direction for a distance of 16.61 feet to a point; thence deflecting to the left 90° in an easterly direction parallel to and 5 feet northwardly from the present northerly line of Baum boulevard for a distance of 382.21 feet to a point on the westerly line of South Whitfield street; thence,

Beginning at a point of curve on the easterly line of South Whitfield street at a distance of 80.87 feet northwardly from the northerly line of Baum boulevard as now opened; thence in a southeasterly direction by the arc of a circle having a radius of 15 feet and a central angle of $98^{\circ} 12' 20''$ for a distance of 25.71 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 10 feet northwardly from the present northerly line of Baum boulevard for a distance of 272.02 feet to a point of curve; thence in a northerly direction by the arc of a circle having a radius of 40 feet and a central angle of $100^{\circ} 19'$ for a distance of 70.03 feet to a point of tangent on the westerly line of South Highland avenue.

The southerly line shall begin at a point of curve on the easterly line of South Rebecca street at a distance of 49.59 feet southwardly from the southerly line of Baum boulevard as now opened; thence in a northeasterly direction by the arc of a circle having a radius of 75 feet and a central angle of $60^{\circ} 38'$ for a distance of 79.37 feet to a point of tangent; thence by the tangent in an easterly direction parallel to and 5 feet southwardly from the present southerly line of Baum boulevard for a distance of 386.75 feet to a point of curve; thence in a southerly direction by the arc of a circle having a radius of 15 feet and a central angle of 90° for a distance of 23.56 feet to a point of tangent on the westerly line of South Graham street; thence,

Beginning at a point of curve on the easterly line of South Graham street at a distance of 20 feet southwardly from the southerly line of Baum boulevard as now opened; thence in a northerly direction by the arc of a circle having a radius of 15 feet and a central angle of 90° for a distance of 23.56 feet to a point of tangent; thence by the tangent in

an easterly direction parallel to and 5 feet southwardly from the present southerly line of Baum boulevard for a distance of 615.84 feet to a point of curve; thence in a southerly direction by the arc of a circle having a radius of 15 feet and a central angle of $86^{\circ} 58'$ for a distance of 22.77 feet to a point of tangent on the westerly line of Roup avenue; thence,

Beginning on the easterly line of Roup avenue at a distance of 5 feet southwardly from the southerly line of Baum boulevard as now opened; thence in an easterly direction parallel to and 5 feet southwardly from the present southerly line of Baum boulevard for a distance of 86.10 feet to a point of curve; thence in a southerly direction by the arc of a circle having a radius of 15 feet and a central angle of $136^{\circ} 13' 20''$ for a distance of 35.66 feet to a point of tangent on the westerly line of South Negley avenue; thence,

Beginning at a point of curve on the easterly line of South Negley avenue at a distance of 17.27 feet southwardly from the southerly line of Baum boulevard as now opened; thence in a northeasterly direction by the arc of a circle having a radius of 25 feet and a central angle of $43^{\circ} 46' 40''$ for a distance of 19.10 feet to a point of tangent thence by the tangent in an easterly direction parallel to and 5 feet southwardly from the present southerly line of Baum boulevard for a distance of 2298.29 feet to a point on the present southerly line of Baum boulevard, said point being 8.12 feet eastwardly from the first angle west of South Highland avenue.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.

Approved December 2, 1921.

Ordinance Book 33, Page 87.

No. 532

AN ORDINANCE—Opening Murdooh street, from Bartlett street to Covode street in the Fourteenth ward of the City of Pittsburgh, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Murdoch street, from Bartlett street to Covode street, in the Fourteenth ward of the City of Pittsburgh, be opened to a width of fifty feet (50') in accordance with ordinance No. 167, approved June 26, 1901, being an ordinance "locating Murdoch street, from Bryson street (now Darlington road) to Belmont street (now Covode street)."

Section 2. The Department of Public Works is hereby authorized and directed to cause Murdoch street in the Fourteenth ward, from Bartlett street to Covode street, to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.

Approved December 2, 1921.

Ordinance Book 33, Page 91.

No. 533

AN ORDINANCE—Opening Georgia street, in the Eighteenth ward of the City of Pittsburgh, from Lillian street southwardly to the City line, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That

Georgia street, in the Eighteenth ward of the City of Pittsburgh, from Lillian street southwardly to the City line, shall be and the same is hereby opened to a uniform width of 49 feet by taking for public use for highway purposes all the following described property, to wit:

Beginning at a point on the southerly line of Lillian street at the dividing line of lots numbered 330 and

329 in "Maple's Plan of the Extension of Boydstown," as recorded in the Recorder's office of Allegheny County in Plan Book, Volume 4, Page 54 thence eastwardly along the southerly line of Lillian street 49 feet to a point on the line dividing lots numbered 331 and 332 in the aforesaid plan; thence deflecting 90° 00' and in a southerly direction and along the dividing line of lots No. 331 and 332, 113.30 feet to a point on the City line as fixed by the Court of Quarter Sessions at No. 71 December Session, 1905; thence deflecting 88° 59' and in a westerly direction along the aforesaid City line 49 feet to a point on the line dividing lots No. 330 and 329 in the aforesaid plan; thence deflecting 91° 01' and in a northerly direction and along the dividing line of lots No. 330 and 329, 114.18 feet to the southerly line of Lillian street at the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Georgia street, in the Eighteenth ward of the City of Pittsburgh, from Lillian street southwardly to the City line, to be opened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.

Approved December 2, 1921.

Ordinance Book 33, Page 91.

No. 534

AN ORDINANCE—Appropriating, transferring and setting over to Code Account No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police, the sum of \$4,556.00 unexpended balances in Code Account No. 1456, Item E, Repairs, Bureau of Police, by authority of Ordinance Nos. 74, 140, 390 and 424, Series 1919; and No. 407, Series 1920, and to Code Account No. 1449, Item C, Supplies.

Bureau of Police, the sum of \$2,700.00 unexpended balance in Code Account No. 1457, Item F, Equipment, Bureau of Police, by authority of Ordinance No. 399, Series 1920.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* there is hereby appropriated, transferred and set over to Code Account No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police, the sum of \$4,556.00 unexpended balances in Code Account No. 1456, Item E, Repairs, Bureau of Police, by authority of Ordinances Nos. 74, 140, 390 and 424, Series 1919, and No. 407, Series 1920, and to Code Account No. 1449, Item C, Supplies, Bureau of Police, the sum of \$2,700.00 unexpended balance in Code Account No. 1457, Item F, Equipment, Bureau of Police, by authority of Ordinance No. 399, Series 1920, and that the City Controller shall be and he is hereby authorized, empowered and directed to make such transfers to said Code Accounts No. 1445, Item A-3, Wages, Regular Employees, Bureau of Police, and No. 1449, Item C, Supplies Bureau of Police in accordance with the provisions of this ordinance.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.

Approved December 2, 1921.

Ordinance Book 33, Page 92.

No. 535

AN ORDINANCE—Repealing Ordinance No. 367, entitled, "An Ordinance providing for the letting of a contract for furnishing one Triple Combination Auto Propelled Gasoline Fire Apparatus for the Bureau of Fire."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Ordinance No. 367, entitled, "An Ordinance providing for the letting of a contract for furnish one Triple Combination Auto Propelled Gasoline Fire Apparatus for the Bureau of Fire, and authorizing the setting aside of eleven thousand five hundred dollars (\$11,500.00) from Code Account No. 1468,

Item F, Equipment and Machinery, Bureau of Fire, for the payment of the cost thereof," shall be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.

Approved December 2, 1921.

Ordinance Book 33, Page 93.

No. 536

AN ORDINANCE—Amending the title and Section 1 of Ordinance No. 197, approved May 31, 1921, entitled "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of shelter sheds in the following playgrounds: Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run, Schlelein, and authorizing the setting aside of \$8,250.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof," by changing the word Armstrong to read "Wabash."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the title and Section 1 of Ordinance No. 197, approved May 31, 1921, entitled, "An Ordinance authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of shelter sheds in the following playgrounds: Armstrong, Lawrence, Garfield, Burgwin, Ream, Soho, Warrington, Larimer, Lemington, Woods Run and Schlelein and authorizing the setting aside of \$8,250.00 from the proceeds of the sale of Playground Improvement Bonds, 1919, Appropriation No. 201, for the payment of the costs thereof," be amended by changing the word Armstrong to read "Wabash."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.
Approved December 2, 1921.
Ordinance Book 33, Page 94.

No. 537

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for making repairs to the Point Bridge, over the Monongahela river, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the making of repairs to the Point Bridge over the Monongahela river, and to enter into a contract with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the costs thereof the sum of ten thousand dollars (\$10,000.00), or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1567, Repairs to Point Bridge and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.
Approved December 2, 1921.
Ordinance Book 33, Page 94.

No. 538

AN ORDINANCE—Vacating a portion of Torrens street in the Twelfth ward of the City of Pittsburgh, from Hamilton avenue to the northerly line of the right of way of the Pennsylvania Railroad:

Whereas, It appears by the petition and affidavit on file in the office of the City Clerk that the owners of all the property fronting or abutting upon the lines of Torrens street, from Hamilton avenue to the northerly line of the right-of-way of the Pennsylvania Railroad have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of a portion of the same; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* portions of Torrens street, in the Twelfth ward of the City of Pittsburgh, from Hamilton avenue to the northerly line of the right-of-way of the Pennsylvania Railroad, as now opened, and as hereinafter described as portions "C" and "D" shall be and the same are hereby vacated.

Portion "C." Beginning at a point on the present easterly line of Torrens street S. 10° 32' 30" W., 20.58 feet from the intersection of the southerly line of Hamilton avenue and the easterly line of Torrens street; thence along the present easterly line of Torrens street S. 10° 32' 30" W., 116.64 feet to a point on the northerly line of the right-of-way of the Pennsylvania Railroad; thence along the said northerly line of the right-of-way of the Pennsylvania Railroad N. 62° 31' 30" W., 31.36 feet to a point on the present westerly line of Torrens street; thence along the present westerly line of Torrens street N. 10° 32' 30" E., 9.69 feet to a point; thence N. 27° 35' 30" E., 102.32 feet to the place of beginning; containing 1895 square feet.

Portion "D." Beginning at the intersection of the present southerly line of Hamilton avenue and the present westerly line of Torrens street; thence along the present southerly line of Hamilton avenue S. 62° 24' 30" E., 6.95 feet to an angle; thence continuing along the present southerly line of Hamilton avenue S. 64° 09' E., 6.24 feet to a point; thence S. 27° 35' 30" W., 43.19 feet to a point on the present westerly line of Torrens street; thence N. 10° 32' 30" E., 44.98 feet to the place of beginning, containing 284.1 square feet as shown on plan attached hereto, and made part of this ordinance.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.
Approved December 2, 1921.
Ordinance Book 33, Page 95.

No. 539

AN ORDINANCE—Granting unto the St. Louis Independent Packing Company, its successors and assigns, the right to construct, maintain and use switch track on and across Railroad street, beginning at the western building line of Torrens street, thence westwardly for a distance of approximately one hundred and seventy feet (170') to the point of switch on industrial track of the Pennsylvania Railroad; also a shipping platform extending along their building for a distance of one hundred and six feet (106') at a width of eight feet, elevated approximately four feet from rail, for the purpose of conveying materials, etc., from the building of the St. Louis Independent Packing Company to the said switch track. Twelfth ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the St. Louis Independent Packing Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use switch track on and across Railroad street beginning at the western building line of Torrens street, thence westwardly for a distance of approximately one hundred and seventy feet (170') to the point of switch on industrial track of the Pennsylvania Railroad; also a shipping platform extending along their building for a distance of one hundred and six feet (106') at a width of eight feet, elevated approximately four feet from rail, for the purpose of conveying materials, etc., from the building of the St. Louis Independent Packing Company to the said switch track. Twelfth ward, Pittsburgh, Pa.

The said switch track and shipping platform shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. A-178, Folder "A," in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track and Shipping Platform on Railroad Street,

Twelfth Ward, Pittsburgh, Pa., for the St. Louis Independent Packing Company."

Section 2. The said company prior to the beginning of construction of switch track and shipping platform shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said switch track and shipping platform, and the said plans and the construction of switch track and shipping platform shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over city streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of tracks on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said switch track and shipping platform. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said switch track and shipping platform upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said St. Louis Independent Packing Company, its successors and assigns, to that effect and that the said grantee shall, when so notified, at the expiration of the said six months forthwith, remove the said switch track and shipping platform and restore the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of

Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said switch track and shipping platform, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the St. Louis Independent Packing Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.

Approved December 2, 1921.

Ordinance Book 33, Page 96.

No. 540

AN ORDINANCE—Authorizing and directing the construction of a public sewer on both sidewalks of Winterton street and on private property of James H. Park and Highland Park, from a point about 20 feet north of Bryant street to the existing sewer in Highland Park west of Stanton avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted*

a public sewer be constructed on both sidewalks of Winterton street and on private property of James H. Park and Highland Park, from a point about 20 feet north of Bryant street to the existing sewer in Highland Park west of Stanton avenue. Commencing on both sidewalks of Winterton street at a point about 20 feet north of Bryant street, thence northwardly along both sidewalks of Winterton street to a point about 340 feet north of Bryant street, thence eastwardly on, over and across through private property of James H.

Park and Highland Park to the existing sewer in Highland Park west of Stanton avenue; said sewer to be terra cotta pipe and fifteen (15) inches in diameter, and to be constructed in accordance with Plan, Accession No. D-2729, on file in the Bureau of Engineering, Department of Public Works.

Section 2. The Mayor and the Director are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances, and the contract price or contract prices, not to exceed the total sum of forty-three hundred (\$4,300.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed November 28, 1921.

Approved December 2, 1921.

Ordinance Book 33, Page 98.

No. 541

AN ORDINANCE—Granting the consent of the City of Pittsburgh to the relocation of the route of the Second Avenue Passenger Railway Company, and granting to the said Second Avenue Passenger Railway Company the right to operate cars over the said route with the consent of The South Side Passenger Railroad Company.

Whereas, The City of Pittsburgh by an ordinance approved August 30, 1921, entitled, "An ordinance locating the Boulevard of the Allies, viaduct and approaches in the First ward of

the City of Pittsburgh, on and over Second avenue; over and across the tracks of the Pittsburgh Railways Company, etc.," and by ordinances supplementary thereto approved August 30, 1921, and September 1, 1921, has authorized the public improvement known as the Boulevard of the Allies and, in connection therewith, the widening, grading, curbing, paving, etc., of Second avenue and the construction of approaches on Second avenue from Grant street, etc.; and

Whereas, In order to eliminate a congested situation, facilitate the said public improvements and better accommodate the public, the City of Pittsburgh has given or is about to give its consent by ordinance to The South Side Passenger Railroad Company to relocate its tracks, route and appurtenant operating system on portions of Ross street, Third avenue and Fourth avenue in the First ward of the City of Pittsburgh as hereinafter described, and, in furtherance of the same objects, it is the further desire of the City of Pittsburgh and the Second Avenue Passenger Railway Company, a street passenger railway company organized and existing under the laws of the Commonwealth of Pennsylvania, to relocate the route of the said Second Avenue Passenger Railway Company, not exceeding five thousand feet on any one street, on the same portions of Ross street, Third avenue and Fourth avenue hereinafter described; and

Whereas, By "An ordinance granting the use of certain streets and avenues to the Second Avenue Passenger Railway Company," approved March 27, 1882, the consent of the City of Pittsburgh was granted to the Second Avenue Passenger Railway Company to use the tracks of the Pittsburgh and Ormsby Railroad Company, now The South Side Passenger Railroad Company, in case the said Second Avenue Passenger Railway Company should be able at any time thereafter to arrange with the said Pittsburgh and Ormsby Passenger Railroad Company, and its successors, for the use of its tracks; and

Whereas, The said Second Avenue Passenger Railway Company arranged for the use of the tracks of the Pittsburgh and Ormsby Railroad Company now The South Side Passenger Railroad Company proposed to be relocated, by a certain written agreement between the Second Avenue Passenger Railway Company and the

Pittsburgh and Birmingham Traction Company dated November 9, 1891; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, Council assembled, and it is hereby ordained and enacted by the authorities of the

the consent of the City of Pittsburgh is hereby given to the Second Avenue Passenger Railway Company, its successors, lessees and assigns, to arrange at any time hereafter with The South Side Passenger Railroad Company, its successors, lessees and assigns, for the use of the tracks of the said The South Side Passenger Railroad Company as relocated on Ross street between Second avenue and Fourth avenue and on Third avenue between Ross street and Grant street, and on Fourth avenue between Ross street and Grant street, in the First ward of the City of Pittsburgh, and, in the event that the said Second Avenue Passenger Railway Company is at any time hereafter able to arrange with the said The South Side Passenger Railroad Company and its lessees, for the use of the tracks on the said portions of the said streets and the appurtenant operating system, the consent of the City of Pittsburgh to the operation of cars over the said portion of the said tracks is hereby given to the Second Avenue Passenger Railway Company, its successors, lessees and assigns, subject, however, to the provisions of an ordinance approved February 25, 1890, entitled, "A General Ordinance relating to the entry upon, over or under, or the use or occupation of any street, lane or alley or any part thereof for any purpose by passenger or street railway companies or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereto for the public convenience and safety."

Section 2. Subject to the prior rights of The South Side Passenger Railroad Company, its successors, lessees and assigns, on and over the streets in this section described the consent of the City of Pittsburgh is hereby granted to the Second Avenue Passenger Railway Company, its successors, lessees and assigns, to relocate its route upon and over the following described streets and highways and the said Second Avenue Passenger Railway Company, its successors, lessees and assigns, are hereby authorized for the purpose of the said relocation to enter upon and use the following described

streets and portions thereof in the First ward of the City of Pittsburgh, Pennsylvania, viz:

Beginning at a point on the present double tracks of The South Side Passenger Railroad Company on Second avenue, east of Ross street; thence by double tracks curving to the north, a distance of about 60 feet to a point on Ross street north of Second avenue; thence by double tracks in a northerly direction along Ross street a distance of 120 feet, to a point on the southerly line of Third avenue, from which point the easterly track of the said double tracks shall be continued by a curve to the west, a distance of about 60 feet, to a point on Third avenue west of Ross street; and, thence continuing westwardly along Third avenue, a distance of about 400 feet to a point of connection with the present track of the said company on Third avenue west of Grant street; also, the westerly track of the said double tracks on Ross street shall be continued as a single track from the aforementioned point south of Third avenue northwardly along Ross street, a distance of about 225 feet to a point south of Fourth avenue; and thence by a curve to the west a distance of about 60 feet, to a point on Fourth avenue west of Ross street; and thence continuing as a single track westwardly along Fourth avenue a distance of about 400 feet to the point of connection with the tracks of The South Side Passenger Railroad Company on Fourth avenue west of Grant street.

Section 3. The consent of the City of Pittsburgh is hereby given to the permanent abandonment, by the Second Avenue Passenger Railway Company, of its route, upon, over and across the following streets and highways of the City of Pittsburgh, viz:

Beginning at a point on the double tracks of the said The South Side Passenger Railroad Company on Second avenue east of Ross street; thence by the double tracks as now constructed westwardly along Second avenue for a distance of about 400 feet, to a point east of Grant street; thence by double tracks curving to the north a distance of about 60 feet, to a point on Grant street north of Second avenue at the connection with other double tracks on Grant street.

Section 4. This ordinance shall be accepted by the Second Avenue Passenger Railway Company within thirty (30) days after its passage by a certificate of acceptance of all the

conditions and provisions hereof filed with the Controller of the City.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 99.

No. 542

AN ORDINANCE—Granting the consent of the City of Pittsburgh to the relocation of the tracks, route and appurtenant operating system of The South Side Passenger Railroad Company, its successors, lessees and assigns and granting to said company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the First ward of the City of Pittsburgh, Pennsylvania.

Whereas, The City of Pittsburgh by an ordinance approved August 30, 1921, entitled, "An Ordinance locating the Boulevard of the Allies, viaduct and approaches in the First ward of the City of Pittsburgh, on and over Second avenue; over and across the tracks of the Pittsburgh Railways Company, etc.," and by ordinances supplementary thereto approved August 30, 1921 and September 1, 1921, has authorized the public improvement known as the Boulevard of the Allies, and, in connection therewith, the widening, grading curbing, paving, etc., of Second avenue and the construction of approaches on Second avenue from Grant street, etc.; and

Whereas, In order to eliminate a congested situation, facilitate said public improvements and better accommodate the public, it is the desire of the City of Pittsburgh and of The South Side Passenger Railroad Company, a street passenger railway company organized and existing under the laws of the Commonwealth of Pennsylvania, to relocate a portion of the tracks, route and appurtenant operating system, not exceeding five thousand feet on any one street, of The South Side Passenger Railroad Company, as hereinafter described; now, therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained enacted by the authority of the

the consent of the City of Pittsburgh is hereby given to the permanent abandonment by The South Side Passenger Railroad Company, its successors, lessees and assigns, of that portion of its tracks, route and appurtenant operating system over, along and across the following streets and highways in the First ward of the City of Pittsburgh, viz:

Beginning at a point on the double tracks of the said The South Side Passenger Railroad Company on Second avenue east of Ross street; thence by the double tracks as now constructed westwardly along Second avenue for a distance of about 400 feet, to a point east of Grant street; thence by double tracks curving to the north a distance of about 60 feet, to a point on Grant street north of Second avenue at the connection with other double tracks on Grant street.

Section 2. In consideration of the permanent abandonment of the said tracks, route and appurtenant operating system as set forth in Section 1 of this ordinance, which said abandonment shall be evidenced by the acceptance of this ordinance by the said The South Side Passenger Railroad Company, the consent of the City of Pittsburgh is hereby granted to the said The South Side Passenger Railroad Company, its successors, lessees and assigns, to relocate its tracks, route and appurtenant operating system upon and over the following described streets and highways and the said The South Side Passenger Railroad Company, its successors, lessees and assigns, are hereby authorized for the purpose of the said relocation to enter upon and use the following described streets and portions thereof in the First ward of the City of Pittsburgh, Pennsylvania, viz:

Beginning at a point on the present double tracks of The South Side Passenger Railroad Company on Second avenue, east of Ross street; thence by double tracks curving to the north, a distance of about 60 feet to a point on Ross street north of Second avenue; thence by double tracks in a northwardly direction along Ross street a distance of 120 feet, to a point on the southerly line of Third avenue, from which point the easterly track of the said double tracks shall be continued by a curve to the west, a distance of about 60 feet to a point on Third avenue west of Ross street; and, thence continuing westwardly along Third avenue, a distance of about 400 feet to a point of connection with the present track

of the said company on Third avenue west of Grant street; also, the westerly track of the said double tracks on Ross street shall be continued as a single track from the aforementioned point south of Third avenue northwardly along Ross street a distance of about 225 feet to a point south of Fourth avenue; and, thence by a curve to the west, a distance of about 60 feet, to a point on Fourth avenue west of Ross street; and thence continuing as a single track westwardly along Fourth avenue, a distance of about 400 feet, to the point of connection with the tracks of The South Side Passenger Railroad Company on Fourth avenue west of Grant street; and by itself, its lessees and assigns, to construct, maintain, operate and use street railway tracks on the said streets along the routes hereinbefore described and operate cars thereon and to use electricity as a motive power, and to erect, maintain and use in the said streets and highways before mentioned such posts, poles and other supports as the said company may deem convenient for the support and maintenance of its overhead system, and for the operation of its railway; subject, however, to the provisions of an ordinance approved February 25, 1890, entitled, "A General Ordinance relating to the entry upon, over or under, or the use or occupation of any street, lane or alley or any part thereof for any purpose by passenger or street railway companies or by companies operating passenger or street railways, and providing reasonable regulations pertaining thereto for the public convenience and safety."

Section 3. This ordinance shall be accepted by this The South Side Passenger Railroad Company within thirty (30) days after its passage by a certificate of acceptance of all the terms, conditions and provisions hereof, the said certificate to be executed under the corporate seal of the said company duly attested by the President or Vice President and Secretary or Assistant Secretary and filed with the Controller of this City.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 101.

No. 543

AN ORDINANCE—Granting unto the H. J. Heinz Company, its successors and assigns, the right to construct, maintain and use a 12-inch cast iron pipe and 2-inch water line, under and across Heinz street, located four feet south of Sawmill way, also under and across Sawmill way located three feet west of Heinz street, for the purpose of heating garage and laundry, property of H. J. Heinz Company, Twenty-third ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That H. J. Heinz Company, its successors and assigns, be and are hereby given the right and authority at their own cost and expense to construct, maintain and use a 12-inch cast iron pipe and two-inch water line, under and across Heinz street, located four feet south of the southern building line of the Sawmill way, also under and across Sawmill way, located three feet west of the western building line of Heinz street, for the purpose of extending a two-inch steam line and a 1½-inch return line through for a heating system in garage and laundry also a two-inch water line for laundry property of H. J. Heinz Company, Twenty-third ward, Pittsburgh, Pa.

The said 12-inch cast iron pipe and two-inch water line shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. 179, Folder "A," in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Twelve-Inch Cast Iron Pipe and Two-Inch Water Line, under and across Heinz street and Sawmill way for the H. J. Heinz Company, Twenty-third ward, Pittsburgh, Pa."

Section 2. The said company, prior to beginning the construction of the said cast iron pipe and water line, shall submit to the Director of the Department of Public Works of the said City, a complete set of plans in triplicate, showing the location and all details for the construction of the said cast iron pipe and water line and said plans and the construction of the said cast iron pipe and water line shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privi-

leges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its power over City streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of cast iron pipe and water line on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repairing of the street pavement damaged, repair of sewers, water lines and other surface and sub-surface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said cast iron pipe and water line. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said cast iron pipe and water line upon giving six months' notice through the proper officers pursuant to resolution or ordinance of Council to the said H. J. Heinz Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of the said six months, forthwith, remove the said iron cast pipe and water line and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein by reason of the construction, maintenance and use of the said cast iron pipe and water line, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This ordinance shall become null and void unless within thirty days after its passage and approval, the H. J. Heinz Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the

President and Secretary of the Company, with its corporate seal attached.

Section 8. That any ordinance, or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 104.

No. 544

AN ORDINANCE—Repealing so much of a certain ordinance entitled, "An ordinance granting unto Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh," approved June 16, 1917, as relates to the entry upon, use and occupation of Fourth avenue between Grant street and Ross street in the First ward of the City of Pittsburgh.

Whereas, It is understood that the Duquesne Street Railway Company, its lessees and assigns, will consent to the termination and repeal of so much of an ordinance entitled, "An Ordinance granting unto Duquesne Streets Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh," approved June 16, 1917, as relates to the entry upon, use and occupation of Fourth avenue between Grant street and Ross street, in the First ward of the City of Pittsburgh; now, therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That so much of a certain ordinance entitled, "An Ordinance granting unto Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, use and occupy certain streets and highways in the City of Pittsburgh," approved June 16, 1917, as relates to the entry upon, use and occupation of the following described portions of streets and highways in the First ward of the City of Pittsburgh, viz:

Beginning at a point of connection with the tracks of Duquesne Street Railway Company on Fourth avenue

west of Ross street in the City of Pittsburgh; thence westwardly along Fourth avenue to and across Grant street to a point of connection with the present street railway track on Fourth avenue, north of Grant street, be and the same is hereby terminated and repealed, and the right of the said Duquesne Street Railway Company in and by the said ordinance to construct, maintain, operate and use railway tracks on the route hereinbefore mentioned, and to operate its cars thereon, and to use electricity as a motive power, and to erect, maintain and use in the streets and highways before mentioned such posts, poles and other supports as said company may deem convenient for the support and maintenance of its overhead system and for the operation of its railway, be and the same is hereby likewise terminated and repealed.

Section 2. All obligations of the said Duquesne Street Railway Company under the said ordinance in so far as the said obligations relate to the above described route be and the same are hereby terminated and repealed.

Section 3. This ordinance shall become effective upon the filing by the Duquesne Street Railway Company and its lessees, within thirty (30) days after its passage, of a certificate accepting the conditions and provisions hereof, consenting thereto and waiving notice of the termination of the rights of the said Duquesne Street Railway Company with respect to the tracks and route above described.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 105.

No. 545

AN ORDINANCE—Vacating Maynard street, in the Fourteenth ward of the City of Pittsburgh, from Squirrel Hill avenue to its southwesterly terminus as laid out in the Murdoch Farms Plan as approved and recorded in the Recorder's office of Allegheny County in Plan, Book Volume 27, Pages 68-71.

Whereas, It appears by the petition and affidavit on file in the office of the City Clerk that the owners of all the property fronting or abutting upon Maynard street, from Squirrel Hill avenue to its southwesterly terminus as laid out in the said Murdoch Farms Plan, have petitioned the Council of the City of Pittsburgh to enact an ordinance for the vacation of the same; therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Maynard street, in the Fourteenth ward of the City of Pittsburgh, from Squirrel Hill avenue to its southwesterly terminus, shall be and the same is hereby vacated within the following described boundary lines, to wit:

Beginning at the intersection of the southwest corner of Squirrel Hill avenue and Maynard street as laid out in the Murdoch Farms Plan recorded in the Recorder's office of Allegheny County in Plan Book Volume 27, Pages 68-71; thence S. 70° 15' W., along the southerly line of Maynard street 222.77 feet to the southwesterly line of the Murdoch Farms Plan; thence along said line N. 54° 59' 20" W., 73.46 feet to the northerly line of Maynard street; thence N. 70° 15' E., along the said northerly line 265.15 feet to the westerly line of Squirrel Hill avenue; thence S. 19° 45' E., along the said westerly line 60 feet to the place of beginning, containing 14,637.6 square feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 23, Page 106.

No. 546

AN ORDINANCE—Authorizing and directing the grading to certain widths, paving and curbing of Webster avenue, from Orion street to Blessing street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

Webster avenue, from Orion street to Blessing street be graded to certain widths, paved and curbed. Said grading between Orion street and Finland street shall extend to the full width of the street as opened. Said grading between Finland street and Blessing street shall be done to a width of 34 feet, the center line thereof to coincide with the center line of street as opened.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading to certain widths, paving and curbing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of forty-six thousand (\$46,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expense of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 107.

No. 547

AN ORDINANCE—Authorizing and directing the grading, regrading, paving, repaving, curbing and recurbing of Blessing street from Webster avenue to a point 114.87 feet north of the north property line of Dollar Savings Bank, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Blessing street, from Webster avenue to a point 114.87 feet north of the north property line of Dollar Savings Bank, be graded, regraded, paved, repaved, curbed and recurbed.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, regrading, paving, repaving, curbing and recurbing of said street between said points, the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of twenty-five thousand (\$25,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 108.

No. 548

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Hastings street and Selwyn street from a point about 130 feet north of Selwyn street to the existing sewer on Elysian street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

a public sewer be constructed on Hastings street and Selwyn street from a point about 130 feet north of Selwyn street to the existing sewer on Elysian street. Commencing on Hastings street at a point about 130 feet north of Selwyn street, thence southwardly along Hastings street to Selwyn street; thence westwardly along Selwyn street to the existing sewer on Elysian street; said sewer to be terra cotta pipe and fifteen (15") inches in diameter, with nine-inch (9") lateral sewers extending from the main sewer to a point one foot inside the west curb line on Hastings street.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, eighteen hundred (\$1,800.00), dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 109.

No. 549

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Trenton street from a point about 15 feet southwest of Gertrude street to the existing sewer on Second avenue, and providing that the costs, damages and expenses of

the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on Trenton street from a point about 15 feet southwest of Gertrude street to the existing sewer on Second avenue, commencing on Trenton street at a point about 15 feet southwest of Gertrude street; thence southwestwardly along Trenton street to the existing sewer on Second avenue said sewer to be terra cotta pipe and fifteen (15) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of sixteen hundred (\$1,600.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. The any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 110.

on Rostock street west of Rife street, with a branch sewer on Leister street, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a public sewer be constructed on Leister street, Rife street and Rostock street, from a point about 10 feet southwest of Lappe lane to the existing sewer on Rostock street west of Rife street, with a branch sewer on Leister street. Commencing on Leister street at a point about 10 feet southwest of Lappe lane, thence southwestwardly along Leister street to the existing sewer on Rostock street west of Rife street, with a branch sewer on Leister street, commencing on Leister street at a point about 10 feet northeast of Wilt street, thence northeastwardly along Leister street to the sewer on Leister street at Rife street. Said sewer and branch sewer to be terra cotta pipe and fifteen (15) inches in diameter.

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the construction of a public sewer as provided in Section 1 of this Ordinance; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, not to exceed the total sum of forty-nine hundred (\$4,900.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 110.

No. 550

AN ORDINANCE—Authorizing and directing the construction of a public sewer on Leister street, Rife street and Rostock street, from a point about 10 feet southwest of Lappe lane to the existing sewer

No. 551

AN ORDINANCE—Authorizing the

Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of public sewers, in the Nine Mile Run Drainage Basin on Angoria way from a point about 20 feet south of the City line to the existing sewer on Angoria way, north of Rod way, and on Wilkinsburg avenue and Exley way from the northeast line of Wilkinsburg avenue to the existing sewer on Exley way southwest of Wilkinsburg avenue, describing same and setting aside the sum of twenty-eight thousand (\$28,000.00) dollars from the proceeds of the Nine Mile Run Sewer Bonds, Bond Fund Appropriation No. 218, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of public sewers, in the Nine Mile Run Drainage Basin, on Angoria way from a point about 20 feet south of the City line to the existing sewer on Angoria way, north of Rod way, and on Wilkinsburg avenue and Exley way from the northeast line of Wilkinsburg avenue to the existing sewer on Exley way southwest of Wilkinsburg avenue.

Comencing on Angoria way at a point about 20 feet south of the City line, thence southwardly along Angoria way to the existing sewer on Angoria way north of Rod way; also commencing on Wilkinsburg avenue at the northeast property line, thence southwestwardly across Wilkinsburg avenue to Exley way, thence continuing southwestwardly along Exley way to the existing sewer on Exley way southwest of Wilkinsburg avenue. Said sewers to be brick and fifty-four (54") inches in diameter.

The said contract or contracts to be awarded for a sum not to exceed twenty-eight thousand (\$28,000.00) dollars, and the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the per-

formance of the work, in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of twenty-eight thousand (\$28,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of the Nine Mile Sewer Bonds, Bond Fund Appropriation No. 218, and the Mayor and the City Controller shall be and are hereby authorized and directed to respectively issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 111.

No. 552

AN ORDINANCE—Authorizing and

directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the reconstruction of the North & Irwin Avenue Bridges, and authorizing the setting aside of fifty-one thousand (\$51,000.00) dollars from the proceeds of the North & Irwin Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, for the payment of the costs thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals to award a contract or contracts to the lowest responsible bidder or bidders for the reconstruction of the North & Irwin Avenue Bridges for a sum not to exceed fifty-one thousand (\$51,000.00) dollars and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof the sum of fifty-one thousand (\$51,000.00) dollars, or so much thereof as may be neces-

sary, shall be and is hereby set apart and appropriated from the proceeds received from the sale of North & Irwin Avenue Bridge Bonds, 1919, Bond Fund Appropriation No. 205, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 113.

No. 553

AN ORDINANCE—Widening Chestnut street, in the Twenty-third ward of the City of Pittsburgh, from the southerly line of East Ohio street to the northerly line of Lockhart street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* Chestnut street, in the Twenty-third ward of the City of Pittsburgh, from the southerly line of East Ohio street to the northerly line of Lockhart street, shall be and the same is hereby widened to an irregular width by taking for public use for highway purposes all of the following described property, to wit:

Beginning at the intersection of the southerly line of East Ohio street and the present westerly line of Chestnut street; thence in a southerly direction along the present westerly line of Chestnut street for a distance of 41.23 feet to the northerly line of Lockhart street; thence deflecting to the right $59^{\circ} 45' 40''$ for a distance of 9.51 feet along the northerly line of Lockhart street to a point on prolongation of the westerly line of Chestnut street south of Lockhart street; thence deflecting to the right $96^{\circ} 12' 40''$ and in a northerly direction along the said prolongation of the westerly line of Chestnut street south of Lockhart street for a distance of 50.22 feet

to the southerly line of East Ohio street; thence deflecting to the right $113^{\circ} 44'$ and in an easterly direction along the said southerly line of East Ohio street for a distance of 28.66 feet to the place of beginning.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Chestnut street, in the Twenty-third ward, from the southerly line of East Ohio street to the northerly line of Lockhart street, to be widened in conformity with the provisions of Section 1 of this ordinance.

Section 3. The cost, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from properties benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 113.

No. 554

AN ORDINANCE—Accepting the dedication of certain property in the Twelfth ward of the City of Pittsburgh for public use for highway purposes for the widening of Torrens street, from Hamilton avenue to the northerly line of the right-of-way of the Pennsylvania railroad.

Whereas, Amelia R. Speer (widow) of the City of Pittsburgh and the St. Louis Independent Packing Company, a corporation organized and existing under the laws of the State of Missouri, owners of the properties hereinafter described, have executed and delivered to the City of Pittsburgh, their certain deed of dedication bearing date of November 16, 1921, now on file in the office of the Bureau of Engineering of said City, for public street or public highway purposes, for the widening of Torrens street and have released said City from any liability for damages, for or by reason of the physical grading of said public highway; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the said Deed of Dedication be and the same is hereby accepted and the Bureau of Engineering is authorized and directed to place the same of record in the office of the Recorder of Deeds, etc., in and for the County of Allegheny.

Section 2. The ground so as aforesaid conveyed to said City for public highway purposes shall be and the highway purposes, shall be and the same is hereby appropriated and opened as a public highway, in accordance with the terms of said Deed of Dedication and shall be known as "Torrens street," the same being bounded and described as Portion "A" and Portion "B" as follows, to wit:

Portion "A." Beginning at the intersection of the present southerly line of Hamilton avenue and the present easterly line of Torrens street; thence along the present southerly line of Hamilton avenue S. 64° 09' E., 6.04 feet to a point; thence S. 27° 35' 30" W., 19.86 feet to a point on the present easterly line of Torrens street; thence along the present easterly line of Torrens street N. 10° 32' 30" E., 20.58 feet to the place of beginning.

Portion "B." Beginning at a point on the present westerly line of Torrens street distant S. 10° 32' 30" W., 44.98 feet along the present westerly line of Torrens street from its intersection with the southerly line of Hamilton avenue; thence along the present westerly line of Torrens street S. 10° 32' 30" W., 69.06 feet to a point on the present northerly line of Railroad street; thence along the present northerly line of Railroad street N. 62° 31' 30" W., 20.25 feet to a point; thence N. 27° 35' 30" E., 66.07 feet to the place of beginning as shown on plan hereto attached and made part of this ordinance.

Section 3. The said grantors, their heirs, executors, successors and assigns shall release the City of Pittsburgh from any liability for damages for or by reason of the physical grading of said Torrens street, between Hamilton avenue and the northerly line of the right-of-way of the Pennsylvania Railroad to the grade to be established hereafter.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon take possession of and appropriate the said de-

scribed ground for a public highway in accordance with the provisions of this ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 114.

No. 555

AN ORDINANCE—Accepting the plan of Garden Square in the Twenty-seventh ward of the City of Pittsburgh laid out by the Pittsburgh City Garden Company, accepting the dedication of Ancy way, Dickson street, Pitler street, Plough street and Mullins street as shown thereon for public use for highway purposes; opening and naming the same and establishing the grades on Ancy way, Dickson street, Pitler street, Plough street and Mullins street.

Whereas The Pittsburgh City Garden Company, owners of certain property in the Twenty-seventh ward of the City of Pittsburgh, laid out in a plan of lots called Plan of Garden Square, have located certain streets and ways thereon and executed a deed of dedication on said plan of all the ground covered by said streets and ways, to the said City for public use for highway purposes and have released said City from any liabilities for damages for or by reason of the physical grading of said public highways to the grades hereinafter established; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the "Plan of Garden Square," situate in the Twenty-seventh ward of the City of Pittsburgh, laid out by the Pittsburgh City Garden Company February, 1921, be and the same is hereby approved, and Ancy way, Dickson street, Pitler street, Plough street and Mullins street as located and dedicated in said plan are hereby accepted.

Section 2. The streets and ways as aforesaid dedicated to said City for public use for highway purposes shall be and the same are hereby appropriated and opened as public

highways and named Ancy way, Dickson street, Pitler street, Plough street and Mullins street.

Section 3. The grades of Ancy way, Dickson street, Pitler street, Plough street and Mullins street as shown, laid out and dedicated in the said "Plan of Garden Square" are hereby established as described in Ordinance No. 189, approved May 23, 1921, and recorded in Ordinance Book Volume 32, Page 375.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 115.

No. 556

AN ORDINANCE—Repealing Ordinance No. 498, approved November 12, 1921, entitled, "An Ordinance locating the Boulevard of the Allies, to a variable width, from Pride street to Tustin street, in the First and Fourth wards of the City of Pittsburgh, by revising the lines thereof and including therein the Boulevard of the Allies of a variable width, so that the Boulevard as widened, shall be included within the street lines, as hereinafter described," recorded in Ordinance Book Volume 33, Page 59.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That Ordinance No. 498, approved November 12, 1921, entitled, "An Ordinance locating the Boulevard of the Allies, to a variable width, from Pride street to Tustin street, in the First and Fourth wards of the City of Pittsburgh, by revising the lines thereof and including therein the Boulevard of the Allies of a variable width, so that the boulevard as widened shall be included within the street lines, as hereinafter described," be and the same is hereby repealed.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 116.

No. 557

AN ORDINANCE—Fixing the width and position of the sidewalk and establishing the grade on Irvine street, from Greenfield avenue to the southerly line of the Peoples Savings Bank Plan.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the width and position of the sidewalk and the grade of the easterly curb line of Irvine street, from Greenfield avenue to the southerly line of the Peoples Savings Bank Plan be and the same are hereby fixed and established as follows, to wit:

The sidewalk shall have a uniform width of 10.0 feet and shall lie along and be parallel to the easterly building line.

The grade of the easterly curb line shall begin at the southerly curb line of Greenfield avenue at an elevation of 48.58 feet thence by a concave parabolic curve for a distance of 120.0 feet to a point of tangent, to an elevation of 52.09 feet thence rising at a rate of 6.0 feet per 100 feet for a distance of 33.15 feet to a point of curve to an elevation of 54.03 feet; thence by a convex parabolic curve for a distance of 60.0 feet to a point of tangent to an elevation of 56.75 feet; thence rising at a rate of 2.9 feet per 100 feet for a distance of 1,185.0 feet to a point of curve to an elevation of 91.11 feet; thence by a convex parabolic curve for a distance of 100. feet to a point of tangent to an elevation of 91.34 feet; thence falling at a rate of 2.44 feet per 100 feet for a distance of 244.0 feet to a point to an elevation of 85.39 feet; thence level for a distance of 20.0 feet to a point; thence rising at a rate of 2.4 feet per 100 feet for a distance of 430.0 feet to a point of curve to an elevation of 95.71 feet thence by a convex parabolic curve for a distance of 80.— feet to a point of tangent in an elevation of 96.38 feet; thence falling at a rate of 0.734 feet per 100 feet for a distance of 2,072.0 feet to the southerly boundary line of the Peoples Savings Bank Plan to an elevation of 81.17 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.
Approved December 9, 1921.
Ordinance Book 33, Page 117.

No. 558

AN ORDINANCE—Fixing the width and position of the sidewalk and establishing the grade on Willock street, from the southerly boundary line of the Peoples Savings Bank Plan to Minden street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the sidewalk and the grade of the easterly curb line of Willock street, from the southerly boundary line of the Peoples Savings Bank Plan to Minden street be and the same are hereby fixed and established as follows, to wit:

The sidewalk shall have a uniform width of 10.0 feet and shall lie along and be parallel to the easterly building line.

The grade of the east curb line shall begin at the southerly boundary line of the Peoples Savings Bank Plan at an elevation of 81.17 feet; thence falling at a rate of 0.734 feet per 100 feet for a distance of 557.0 feet to the northerly curb line of Minden street, to an elevation of 77.08 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.
Approved December 9, 1921.
Ordinance Book 33, Page 118.

No. 559

AN ORDINANCE—Fixing the width and position of the curb lines, roadway and sidewalks on Tesla street, from Bigelow street to Loretta street, establishing the grade and providing for the sloping and parking of the portion of said Tesla street lying without the lines of the sidewalks and roadway.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the width and position of the roadway and sidewalks and the grade of the easterly curb line of Tesla street, from Bigelow street to Loretta street, shall be and the same is hereby fixed and established as follows, to wit:

The easterly curb line shall be parallel to the easterly line of the street and at a perpendicular distance of 14 feet west therefrom.

The westerly curb line shall be parallel to the westerly line of the street and at a perpendicular distance of 14 feet east therefrom.

The roadway shall have a uniform width of 22 feet and shall occupy that portion of the street lying between the above described curb lines.

The sidewalks shall have a uniform width of seven feet, lying along the above described curb lines.

The remainder of the street lying without the lines of the sidewalks as above described shall be used for slopes, parking, etc.

The grade of the easterly curb line shall begin on the northerly curb line of Bigelow street at an elevation of 461.46 feet; thence rising at the rate of 5 per cent for a distance of 10 feet to an elevation of 461.96 feet; thence rising at the rate of 12 per cent for a distance of 42.75 feet to a point of curve to an elevation of 467.09 feet; thence by a convex parabolic curve for a distance of 120 feet to a point of tangent to an elevation of 471.30 feet; thence falling at the rate of 5 per cent for a distance of 58.05 feet to the southerly curb line of Montclair street to an elevation of 468.40 feet thence level for 30 feet to the northerly curb line of Montclair street; thence rising at the rate of 1 per cent for a distance of 93.92 feet to a point of curve to an elevation of 469.34 feet; thence by a convex parabolic curve for a distance of 150 feet to a point of tangent to an elevation of 460.34 feet; thence falling at the rate of 13 per cent for a distance of 118.24 feet to a point of curve to an elevation of 444.97 feet; thence by a concave parabolic curve for a distance of 27.24 feet to the southerly curb line of Loretta street to an elevation of 443.20 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 118.

No. 560

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway of Malvern avenue, from Fair Oaks streets to Plainfield street and establishing the grade of Malvern avenue, from the southerly line of the Murdoch Farms Plan to Plainfield street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway of Malvern avenue, from Fair Oaks street to Plainfield street, and the grade of the easterly curb line of Malvern avenue, from the southerly line of the Murdoch Farms Plan to Plainfield street, shall be and the same are hereby fixed and established as follows, to wit:

The sidewalks shall have a uniform width of 15 feet and shall lie along and parallel their respective street lines.

The roadway shall have a uniform width of 30 feet and shall occupy the central portion of the street lying between the sidewalks as above described.

Section 2. The grade of the easterly curb line shall begin at the southerly line of the Murdoch Farms Plan at an elevation of 336.41 feet; thence by a convex parabolic curve for a distance of 150 feet to a point of tangent to an elevation of 331.16 feet; thence falling at the rate of 4 per cent for a distance of 246.61 feet to a point of curve to an elevation of 321.30 feet; thence by a concave parabolic curve for a distance of 100 feet to a point of tangent to an elevation of 318.80 feet; thence falling at the rate of 1 per cent for a distance of 29.70 feet to a point of curve to an elevation of 318.50 feet; thence by a concave parabolic curve for a distance of 120 feet to the northerly curb line of Plainfield street to an elevation of 319.39 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 119.

No. 561

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway and re-establishing the grade of Edgerton avenue, from South Dallas avenue to Lloyd street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the width and position of the sidewalks and roadway and the grade of the north curb line of Edgerton avenue, from South Dallas avenue to Lloyd street are hereby fixed and re-established as follows, to wit:

The northerly and southerly sidewalks shall be of a uniform width of 15 feet and shall lie along and parallel their respective street lines.

The roadway shall be of a uniform width of 30 feet and shall occupy that portion of the street lying between the sidewalks as above described.

The grade of the north curb line shall begin on the east curb line of South Dallas avenue at an elevation of 287.78 feet; thence falling at the rate of 0.93 feet per 100 feet for the distance of 763.51 feet to the east curb line of South Murtland street to an elevation of 280.68 feet; thence rising at the rate of 2.465 feet per 100 feet for the distance of 167.09 feet to a point of curve to an elevation of 284.80 feet; thence by a convex parabolic curve for the distance of 50 feet to a point of tangent to an elevation of 285.61 feet; thence rising at the rate of 0.75 feet per 100 feet for the distance of 43.15 feet to the west curb line of Lloyd street to an elevation of 285.93 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 120.

No. 562

AN ORDINANCE — Re-establishing the grade of Bluff street, in the First ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the grade of the northerly curb line of Bluff street, in the First ward of the City of Pittsburgh, from Magee street to the Boulevard of the Allies, shall be and the same is hereby re-established as follows, to wit:

Beginning at the easterly curb line of Magee street at an elevation of 189.14 feet; thence falling at the rate of 0.60 per cent for a distance of 290.19 feet to the northerly curb line of the Boulevard of the Allies to an elevation of 187.40 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 121.

No. 563

AN ORDINANCE — Re-establishing the grade of the Boulevard of the Allies, in the First ward of the City of Pittsburgh, from Bluff street to a point 100.0 feet east of Pride street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the grade of the Boulevard of the Allies, in the First ward of the City of Pittsburgh, from Bluff street to a point 100.0 feet east of Pride street, shall be and the same is hereby re-established as follows, to wit:

The grade of the northerly curb line shall begin at the easterly terminus of the northerly curb line of Bluff street at an elevation of 187.40 feet; thence falling at the rate of 0.60 per cent for a distance of 170.47 feet to a point of curve to an elevation of 186.38 feet; thence by a convex parabolic curve for a dis-

tance of 160.0 feet to a point of tangent to an elevation of 183.06 feet; thence falling at the rate of 3.55 per cent for a distance of 271.95 feet to a point of curve to an elevation of 173.41 feet; thence by a concave parabolic curve for a distance of 64.30 feet to a point of reverse curve to an elevation of 171.82 feet; thence by a convex parabolic curve for a distance of 64.30 feet to a point of tangent to an elevation of 170.16 feet, said point of tangent being perpendicularly opposite Station 39 + 59.77 on the southerly curb line as located by Ordinance No. 357, approved July 28, 1921.

The grade of the southerly curb line shall begin at a point at Station 32 + 52.60 on the southerly curb line as located by the above mentioned Ordinance No. 357, at an elevation of 185.07 feet; thence by a convex parabolic curve for a distance of 100.0 feet to a point of tangent to an elevation of 186.63 feet; thence falling at the rate of 0.58 per cent for a distance of 46.62 feet to a point of curve to an elevation of 186.36 feet; thence by a convex parabolic curve for a distance of 160.0 feet to a point of tangent to an elevation of 183.06 feet; thence falling at the rate of 3.55 per cent for a distance of 271.95 feet to a point of curve to an elevation of 173.41 feet; thence by a concave parabolic curve for a distance of 64.30 feet to a point of reverse curve to an elevation of 171.82 feet; thence by a convex parabolic curve for a distance of 64.30 feet to a point of tangent to an elevation of 170.16 feet, said point of tangent being at Station 39 + 59.77 on the southerly curb line as located by the above mentioned Ordinance No. 357.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 121

No. 564

AN ORDINANCE — Re-establishing the grade of Fair Oaks street, from Wilkins avenue to Inverness avenue.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the south curb line of Fair Oaks street, from Wilkins avenue to Inverness avenue, be and the same is hereby re-established as follows, to wit:

Beginning on the west curb line of Wilkins avenue at an elevation of 315.52 feet; thence rising at the rate of 0.82 feet per 100 feet for the distance of 166.78 feet to a point of curve to an elevation of 316.89 feet; thence by a concave parabolic curve for the distance of 120 feet to a point of tangent to an elevation of 321.67 feet; thence rising at the rate of 7.15 feet per 100 feet for the distance of 315.67 feet to the east line of Inverness avenue to an elevation of 344.24 feet; thence rising at the rate of 2.615 feet per 100 feet for the distance of 18.01 feet to the east curb line of Inverness avenue to an elevation of 344.71 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 122.

No. 565

AN ORDINANCE—Changing the name of Willock street, in the Fifteenth ward to "Irvine street."

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the name of Willock street in the Fifteenth ward shall be and the same is hereby changed to "Irvine street."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 123.

No. 566

AN ORDINANCE—Designating Nickel way as the name of an unnamed 20-foot way in the Eighth ward of the City of Pittsburgh, from Minerva street to Mott way, as shown in Mrs. Eliza J. Woolslayer Plan of Lots and establishing the grade thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the name of an unnamed 20-foot way in the Eighth ward of the City of Pittsburgh lying between Ella street and Dargan street, from Minerva street to Mott way, in Mrs. Eliza J. Woolslayer's Plan of Lots, which is recorded in the Recorder's office of Allegheny County in Plan Book Volume 8, Page 114, shall be and the same is hereby designated as "Nickel way."

The grade of the east line shall begin on the north curb line of Minerva street at an elevation of 200.38 feet (curb as set); thence rising at the rate of one foot per 100 feet for the distance of 62.33 feet to a point of curve to an elevation of 201.00 feet; thence by a concave parabolic curve for the distance of 60 feet to a point of tangent to an elevation of 202.14 feet; thence rising at the rate of 2.78 feet per 100 feet for the distance of 196.67 feet to the south line of Mott way to an elevation of 207.65 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 5, 1921.

Approved December 9, 1921.

Ordinance Book 33, Page 123.

No. 567

AN ORDINANCE—Levying and assessing taxes and water rent for the fiscal year beginning January 1, 1922, and ending December 31, 1922, upon all property subject to taxation within the limits of the City of Pittsburgh.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That

for the purpose of providing sufficient revenue for the payment of the ordinary current expenses of said City, for the payment of interest on the funded and floating indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, for the payment of the amounts required to be paid to the several sinking funds for the retirement at maturity of the outstanding indebtedness of said City and of the constituent units constituting the present City of Pittsburgh, created prior to their annexation to or consolidation with said City, due or to become due during the fiscal year beginning January 1, 1922, and ending December 31, 1922, and for the payment of other liabilities of said City due or to become due during the fiscal year beginning January 1, 1922, and ending December 31, 1922, the following taxes shall be and the same are hereby levied and assessed upon all property taxable for State, County and City purposes within the limits of said City, viz.: Twenty (20) mills upon each dollar of the assessed valuation of land and twelve (12) mills upon each dollar of the assessed valuation of all buildings.

Section 2. The Board of Water Assessors shall assess water rents for the period from January 1, 1922, to December 31, 1922, inclusive:

FOR EACH FAMILY USING FOR DOMESTIC PURPOSES.

One room	\$ 1.50
Each additional room except bathroom	1.00
For each premises using for domestic purposes in addition to the above:	
Sinks, slop sinks75
Spligots not otherwise specified.....	.75
Set washstands, one in bathroom	Free
Set washstands, self closing.....	1.00
Set washstands, other than self-closing	2.00
Tubs, each compartment.....	.50
Bath tubs	2.00
Baths, shower	5.00
Water closets, self-closing.....	3.00
Water closets, other than self-closing	4.00
Water closets, constant flow, 1/4-inch orifice	35.00
Metered rates	

Water closets, constant flow, 1/4-inch orifice	each 55.00
Metered rates	
Water closets, constant flow, with orifice larger than 1/4-inch not allowed.	
Water closets, outside	each 3.00
Metered rates	
Urinals, self-closing	each 1.50
Urinals, other than self-closing	each 3.00
Urinals, constant flow, 1/4-inch orifice	each 35.00
Metered rates	
Urinals, constant flow, 1/4-inch orifice	each 55.00
Metered rates	
Urinals, constant flow, with orifice larger than 1/4-inch not allowed.	
Wash pave or other hose attachments, 1/4-inch or 3/4 inch (no hose connections larger than 1/4-inch allowed).....	each 5.00
Lawn sprinklers	each 15.00
Hydrants, upright on public street or alley	each 10.00
Hydrants, self-closing, per family using	each .50
Hydrants, other than self-closing, per family using.....	each 2.00
Steam or water boilers for heating ten rooms or under.....	2.00
Additional for each room above ten20
Water motors for washing purposes, in houses of 1 to 4 rooms	each 3.50
Vacuum cleaners, in houses of 1 to 4 rooms	each 3.50
Water motors for washing purposes, in houses of 5 to 7 rooms	each 6.00
Vacuum cleaners, in houses of 5 to 7 rooms	each 6.00
Water motors for washing purposes, in houses of 8 to 10 rooms	each 12.00
Vacuum cleaners, in houses of 8 to 10 rooms	each 12.00
Water motors for washing purposes, in houses of 11 to 13 rooms	each 15.00
Vacuum cleaners, in houses of 11 to 13 rooms	each 15.00
Water motors for washing purposes, in houses of 14 rooms and upwards	each 20.00
Vacuum cleaners, in houses of 14 rooms and upwards.....	each 20.00
Water motors for any other purposes supplies only at metered rates. Motor washers shall be assessed as long as they remain on the premises.	

BOARDING AND ROOMING HOUSES.

In addition to the foregoing rates for domestic purposes:

Boarders and roomers, not exceeding five	2.00
Boarders and roomers, not exceeding ten	5.00
Boarders and roomers, not exceeding twenty-five	10.00
Boarders and roomers, each additional twenty-five	5.00

HOTELS, RESTAURANTS, ETC.

Hotels of not more than twenty-five rooms	per room	1.25
Hotels of more than twenty-five rooms	per room	1.25
	Metered rates	
Bar, including water fixtures.....	each	30.00
	Metered rates	
Kitchen, according to the number of draw cocks.....	\$10.00 to	50.00
Sinks, slop sinks.....	each	6.50
Set washstands, cold, self-closing	each	3.00
Set washstands, hot and, cold, self-closing	each	4.50
Set washstands, other than self-closing	each	7.00
Baths, private, for the use of guests	each	7.00
Baths, public	each	12.50
Baths, shower	each	15.00
Water closets, self-closing.....	each	5.50
Water closets, other than self-closing	each	9.00
Water closets, constant flow, 1/4-inch orifice	each	35.00
	Metered rates	
Water closets, constant flow, 1/4-inch orifice	each	55.00
	Metered rates	
Water closets, constant flow, with orifice larger than 1/4 inch not allowed.		
Urinals, self-closing	each	5.00
Urinals, other than self-closing	each	7.00
Urinals, constant flow, 1/4-inch orifice	each	35.00
	Metered rates	
Urinals, constant flow, 1/4-inch orifice	each	55.00
	Metered rates	
Urinals, constant flow, with orifice larger than 1/4-inch not allowed.		
Laundries attached to hotels, per room in hotel50

Steam or water boilers for heating, for each room from 1 to 1075
Additional for each room above 1050
Steam boilers for power purposes, per each H. P.....	3.50
	Metered rates
Gas engines, with circulating tanks, per each H. P.....	1.50
	Metered rates
Gas engines, without circulating tanks, per each H. P.	3.00
	Metered rates

Water for either cooling or flushing purposes supplied only at metered rates.

Elevators, hydraulic, according to capacity.....each \$100.00 to \$1,500.00	
Hydrants, upright, for watering horses	each 20.00
Wash pave	each 3.00
Hose, 5/8-inch or 3/4-inch.....	each 7.50
Hose, larger than 3/4-inch.....	each 20.00
	Metered rates

Motor washers for washing, etc.	each 40.00
	Metered rates

Spigots for ordinary purposes not enumerated	each 8.00
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Restaurants and eating houses in addition to above rates for hotels, restaurants, etc.:

Guests, not exceeding 100 daily..	10.00
	Metered rates
Guests, not exceeding 200 daily..	20.00
	Metered rates
Guests, not exceeding 500 daily..	30.00
	Metered rates
Guests, not exceeding 1,000 daily..	50.00
	Metered rates

WORKSHOPS, STORES, OFFICES. AMUSEMENT PLACES, ETC.

Stores of any character, amusement places, meeting places except regular meeting places of religious denominations, first floor, per 100 square feet..	1.00
All additional floors contained in the same building and occupied by one tenant, per 100 square feet75
When occupied by more than one tenant, per 100 square feet	1.00
Offices	each room 2.00
Office building, exceeding 25 rooms, shall be supplied only at	Metered rates
Warehouses with water service on premises, per floor.....	10.00
	Metered rates

Warehouses without water on premiseseach 10.00

A warehouse is heredefined as a building used solely and entirely for the storage of goods.

In addition to the rates enumerated above:

Sleeping rooms, with stationary washstandeach 4.00

Sleeping rooms, without stationary washstandeach 3.00

Set washstands, self-closing.....each 1.50

Set washstands, other than self-closingeach 2.00

Bathseach 4.00

Shower bathseach 10.00

Water closets, self-closing.....each 3.00

Water closets, other than self-closingeach 5.00

Water closets, constant flow, 1/4-inch orificeeach 35.00

Metered rates

Water closets, constant flow, 1/4-inch orificeeach 55.00

Metered rates

Water closets, constant flow, with orifice larger than 1/4 inch not allowed.

Urinals, self-closingeach 2.00

Urinals, other self-closing.....each 4.00

Urinals, constant flow, 1/4-inch orificeeach 35.00

Metered rates

Urinals, constant flow, 1/4-inch orificeeach 55.00

Metered rates

Urinals, constant flow, with orifice larger than 1/4 inch not allowed.

Fixtures and water uses not enumerated under this heading shall be assessed under the heading, "Hotels, Restaurants, Etc."

Breweries, capacity 10,000 bbls or less per annum.....per bbl. .03

Metered rates

Breweries, capacity 10,000 to 30,000 bbls. per annum.....per bbl. .02 1/2

Metered rates

Breweries, capacity 30,000 bbls. or more per annum.....per bbl. .02

Metered rates

Billiard tables, from one to three tableseach 1.00

Additional tableseach .50

Bowling alleys, from one to three alleyseach alley 1.00

Additional alleyseach .50

Barber shops, no additional charge for stationary washstandseach chair 7.50

Blacksmith forges, one or two fireseach fire 6.00

Blacksmith forges, additional fireseach additional fire 4.00

Brick yards, summer yards, per gang of six men.....each gang 15.00

Brick yards, using machinery on all brick made.....per 1,000 .03

Metered rates

Bakeries, per bbl. of flour usedper bbl. .05

Dye establishments, per tub or machineeach 10.00

Laundries, per washing machineeach 50.00

Metered rates

All establishments doing a laundry business for profit not using washing machines..... 50.00

Photograph or blueprint galleries, per bath.....each 15.00

Slaughter houses, per head dressedeach .10

Metered rates

Hydraulic elevators, according to capacity.....from \$100.00 to 1,500.00

Metered rates

Bottling HousesMetered rates

Malting housesMetered rates

NatatoriumsMetered rates

Natatoriums, where the use of the same is given free to school children at least one time each week.....

.....50 per cent of the Metered rates

Refrigerating plants, large or smallMetered rates

PUBLIC BUILDINGS OTHER THAN SCHOOL BUILDINGS.

Steam or water boilers for heating, 1 to 10 h. p.....per h. p. 1.00

Additional for each h. p. over 10 h. p. 2.00

Wash paveeach 5.00

Fixtures or water uses not enumerated under this heading shall be assessed under the heading of "Hotels Restaurants, Etc."

SCHOOL BUILDINGS.

Rooms 1.50

Wardrooms, cloakrooms, etc..... Free

Water closets, self-closing.....each 3.00

Water closets, other than self-closingeach 4.00

Water closets, constant flow, 1/4-inch orificeeach 35.00

Metered rates

Water closets, constant flow, $\frac{1}{4}$ -inch orificeeach 55.00
Metered rates

Water closets, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.

Set washstands, self-closing, each 1.00

Set washstands, other than self-closingeach 2.00

Sinks, slop sinks, self-closingeach 1.00

Sinks, slop sinks, other than self-closingeach 2.00

Urinals, self-closingeach 1.50

Urinals, other than self-closingeach 3.00

Urinals, constant flow, $\frac{1}{4}$ -inch orificeeach 35.00

Urinals, constant flow, $\frac{1}{4}$ -inch orificeeach 55.00

Urinals, constant flow, with orifice larger than $\frac{1}{4}$ inch not allowed.

Boilers for steam heating.....each 10.00

Boilers for power purposes.....per each h. p. 1.50

Gas engines with circulating tanksper each h. p. 1.50

Gas engines without circulating tanksper each h. p. 3.00

Hoseeach 5.00

Livery and boarding stables.....per stall 3.00

Vehicles in livery or boarding stableseach 3.00

Hose for use in livery or boarding stableseach 25.00

Horses not in livery or boarding stableseach 2.50

Vehicles not in livery or boarding stableseach 2.00

Automobileseach 5.00

Cowseach 1.50

Fixtures and water uses not enumerated under this heading shall, in case of public stables, be assessed under the heading, "Hotels, Restaurants, Etc.," and in case of private stables, under the heading, "Domestic Purposes."

SPRINKLING CARTS.

Capacity 250 gals. or less, per month 18.00

Capacity 550 gals. or less, per month 33.00

Capacity greater than 550 gals. per monthMetered rates

FOUNTAINS AND AQUARIA.

Flowing ten hours per day; six months per year, counter jets

in stores, 1-16 inch.....each 8.00

Gardens, etc., 1-16-inch jet.....each 8.00

Gardens, etc., each additional jeteach 3.00

Gardens, etc., $\frac{1}{4}$ -inch jet.....each 10.00

Gardens, etc., each additional jeteach 5.00

Gardens, etc., $\frac{1}{4}$ -inch jet.....each 18.00

Gardens, etc., each additional jeteach 10.00

BUILDING PURPOSES.

Gardens, etc., $\frac{1}{2}$ -inch jet.....Metered rates

Stoneper perch .05

Brickper 1,000 .10

Plasterper 100 sq. yds. .50

Cement flooring.....per 100 sq. ft. .12

Concreteper cubic yd. .05

EXONERATIONS.

FOR VACANCIES: Where the premises is vacant and the entire supply of water shall, at the owner's written notice served on the Board of Water Assessors, be turned off by their direction by the Bureau of Water, and such water shall be turned on only by the Bureau of Water, at the owner's written notice to the Board of Water Assessors, exonerations of ninety (90) per cent for the flat assessment for the period during which the water is shut off shall be issued; provided that the period during which the water is shut off is greater than sixty (60) days consecutively.

All requests for exonerations for excessive assessments must be made during the current year in which the assessments are made, or during twelve (12) months after the terminations of said year, and no exoneration shall be granted after said period has expired.

FOR CHANGES IN WATER USES:

Where fixtures are removed and water uses discontinued, exoneration

will be issued covering the discontinued use from the date of approval of contract covering the revised water uses. In case any owner of any premises shall cause or allow water to be used for any purpose or in any fixture for which there is no approved water contract on file in the office of the Bureau of Water, the rate for such usage or fixtures shall be at the rate specified in the foregoing schedule, and shall date from the preceding January 1, and the water for the entire premises shall be shut off until an approved contract for such additional water uses or fixtures has been signed and placed on file in the office of the Bureau of Water.

All fixtures on any premises, whether used or not, will be assessed as long as they remain in position.

WATER FOR FIRE PURPOSES.

No charge shall be made for water used during fires. All water used through fire systems, except during fires, shall be charged for at metered rates. All fire systems shall be metered, excepting sprinkler head systems, and the minimum charge for each quarter year shall be as follows:

2" and 3" meters.....\$2.00 per quarter
4" meters 3.00 per quarter
6" meters and over.... 4.50 per quarter

EXPLANATION OF FOREGOING SCHEDULE.

In the foregoing schedule of rates, in cases where both flat and metered rates are specified, such flat rates shall govern until a meter or meters, controlling the entire supply of water, shall have been furnished by the City of Pittsburgh and installed, when the metered water rates, rules and regulations shall govern. In the foregoing schedule of rates, in cases where metered rates only are specified and the meter or meters are not in service or approved service during any portion of the water rent period, the registration for the portion of the water rent period, during which the meter or meters are in approved service, or the registration during the preceding water rent period, shall be applied pro rata to the period during which the meter or meters are not in approved service. All water supplied at metered rates shall be at the following rates per quarter year:

METERED WATER RATES.

First 250,000 gallons or less.....
.....18c per 1,000 gallons
Second 250,000 gallons or less.....
.....16c per 1,000 gallons
Third 250,000 gallons or less.....
.....14c per 1,000 gallons
Fourth 250,000 gallons or more.....
.....12c per 1,000 gallons

Hospitals, dispensaries and such other charities as are supported by public and private contributions, shall be charged at the rate of seven (7) cents per thousand gallons; provided, however, that hospitals supported by public charity shall receive free of all charge two hundred fifty (250) gallons of water per person per day, and schools supported by private charity shall receive free of all charge twenty-five hundred (2,500) gallons of water per pupil per annum.

All hospitals and charitable institutions operating and maintaining laundries for commercial purposes, or maintaining and operating hydraulic power producing machinery, shall pay the usual and fixed rate for all water used for such purposes.

All hospitals or charitable institutions within the City of Pittsburgh which operate and maintain laundries for commercial purposes, or operate hydraulic power producing machinery, shall maintain separate water lines for such laundries or hydraulic power producing machinery, and all water used for such purposes shall be separately and specially metered.

For all water taken, the rate for which is not specifically provided and which is not measured by meter, the quantities shall be estimated and charged for at the above metered rates; and provided, further, that in no case where metered water rates are in force shall the charge for each premises for each quarter be less than the amount specified in the following schedule:

25 cents per quarter for 1 and 2-roomed dwelling house premises.
50 cents per quarter for 3 and 4 roomed dwelling house premises.
\$1.00 per quarter for 5 and 6 roomed dwelling house premises.
\$1.25 per quarter for 7 and 8 roomed dwelling house premises.
\$2.00 per quarter for 9 and 10 roomed dwelling house premises.
\$2.50 per quarter for 11 and 12 roomed dwelling house premises.

\$3.00 per quarter for 13 and 14 roomed dwelling house premises.

\$4.00 per quarter for 15 and 16 roomed dwelling house premises.

\$5.00 per quarter for dwelling house premises of more than 16 rooms.

And for all premises not included in the above schedule the minimum charge shall be 2½ per cent of the yearly flat assessment per quarter, excepting in each case where a premise is equipped with an auxiliary water supply consisting of a pumping engine of not less than 50,000 gallons per day capacity and a reserve tank of not less than 3,000 gallons capacity, the minimum charge for each quarter year shall be as follows:

For each ⅝-inch meter.....	\$ 2.00
For each ¾-inch meter	3.00
For each 1-inch meter	5.00
For each 1¼-inch meter	7.50
For each 1½-inch meter	10.00
For each 2-inch meter	12.50
For each 3-inch meter	20.00
For each 4-inch meter	30.00
For each meter larger than 4 inches	50.00

The meter or meters to be used must first be approved by the Bureau of Water, must be installed under the direction of and in a manner satisfactory to the Bureau of Water, shall at all times be accessible to the Board of Water Assessors and the Managing Engineer of the Bureau of Water, their agents or assistants. Metered rates charged to any premises cannot be changed to flat rates. All auxiliary meters and all meters for fire service must be furnished by and at the expense of the property owner.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 20, 1921.

Ordinance Book 33, Page 124.

No. 568

AN ORDINANCE—Providing for the licensing and regulating of second hand dealers in the City of Pittsburgh and providing penalties for violation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That a second-hand dealer, for the purpose of this ordinance, is any person, association, copartnership or corporation who either wholly or in part engages in or operates the trade or business of buying, selling or dealing in second-hand articles such as antiques, precious stones, jewelry, watches, old gold, platinum, silver and all other precious metals and minerals all kinds of bricklayers', carpenters', plasterers', mechanics', blacksmiths', tinner's, plumbers', electricians', barbers' and all other kinds of tools; all kinds of doctors' surgeons', dentists', undertakers', draftsmen's and all other kinds of instruments, all kinds of electrical, musical, telegraph and telephone, and all other kinds of instruments, scales, typewriters, adding machines, cash registers, dictaphones, phonographs and all other similar devices; all kinds of water, electrical and gas fixtures, appliances and supplies; all kinds of automobile tools, parts and accessories, all kinds of house and office fixtures, furnishings and appliances; pool and billiard tables, sporting goods of all kinds; bric-a-brac; clothing, shoes and all other wearing apparel, renovated or otherwise, trunks, traveling bags and suitcases; and fire arms and explosives of all kinds.

Second-hand articles or goods, for the purpose of this act, are any of the articles or goods enumerated above that are purchased from any person, association, copartnership or corporation.

Section 2. All second-hand dealers in the City of Pittsburgh at the time of the passage of this act shall within ten (10) days of such passage, and every person, association, copartnership and corporation, hereafter desiring to become a second-hand dealer in the City of Pittsburgh shall, before commencing such business, procure a license from the Director of Public Safety. All licenses shall be issued to expire on the thirty-first day of December of the year for which they were issued, unless sooner revoked; and shall be renewed annually.

Before any license is issued, the applicant therefor shall pay to the City Treasurer a license fee of ten dollars (\$10.00) for an Itinerant Second Hand Dealer's license, or fifty (\$50.00) for a second-hand dealer's

license for a permanent place of business. The Treasurer shall issue his receipt for the payment of such fee. Upon presentation of such receipt, the Director of Public Safety shall issue to the applicant a badge, if an itinerant second-hand dealer, or a license certificate if a second-hand dealer having a permanent place of business. Such badge shall be worn by such itinerant second-hand dealer at all times when he is engaged in carrying on his business; and such license certificate shall be hung and at all times kept plainly visible in the place of business of the second-hand dealer having a permanent place of business.

Section 3. Every second-hand dealer shall keep a book in which shall be legibly written in the English language at the time of purchasing or acquiring any second-hand article or goods, a full and accurate description of the article purchased and the name and a full and accurate description of the person selling the same, together with his address, giving street or rural delivery number and shall before 12 o'clock noon of every business day report to the Superintendent of Police upon blanks furnished by him an accurate description of the articles purchased together with the names, address and description of the person selling same.

Every second-hand dealer shall also keep a full and accurate record in the English language of all articles and goods purchased from a regularly established wholesale dealer, showing complete invoices of such articles and goods, prepared by such wholesale dealer. Such books and records, as well as all articles or things purchased or acquired shall be open at all times to the inspection of the Director of Public Safety and the officers of the Bureau of Police.

Section 4. No second-hand dealer shall operate more than one place of business under one license for a permanent place of business and only in the building for which the license is granted.

No second-hand dealer shall purchase or receive goods between the hours of eight post meridian (8 P. M.) and seven ante meridian (7 A. M.)

No second-hand dealer shall receive or purchase any article or thing from any person under the age of 18, or from any intoxicated person, or from any person known to be a thief, or an associate of thieves, or a receiver of stolen goods, or from any person

whom said second-hand dealer has reason to suspect to be such.

Section 5. No second-hand dealer shall sell or dispose of in any way any of the following second-hand articles or goods: Antiques, precious stones, jewelry, watches, old gold, platinum, silver or other precious metals, or any similar articles or things, until thirty (30) days have elapsed after the purchase of same. No second-hand dealer shall sell or dispose of in any way any other second-hand article or goods until ten (10) days have elapsed after the purchase of same.

Section 6. If any second-hand dealer licensed as aforesaid, his clerk, agent, servant or employe shall violate any of the provisions of this act, or if any licensed second-hand dealer is convicted of robbery, burglary, larceny, receiving stolen goods or any other crime involving the unlawful obtaining of personal property, or for any other sufficient cause, the Director of Public Safety shall revoke such license.

Section 7. Any person, association, copartnership or corporation who engages in or carries on the business of a second-hand dealer in the City of Pittsburgh without a license, or who violates any of the provisions of this act, is guilty of a violation of a City ordinance, and on conviction before any alderman or police magistrate shall be sentenced to pay a fine not exceeding one hundred dollars (\$100.00) or be imprisoned in the county jail or workhouse for a term not exceeding thirty (30) days, or both, and in addition forfeit any license granted under this ordinance.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance

Passed December 12, 1921.

Approved December 20, 1921.

Ordinance Book 33, Page 132.

No. 569

AN ORDINANCE—Granting unto the Crane Company, its successors and assigns, the right to construct, maintain and use switch track on and across Railroad street, located one hundred and one (101') feet west of

the western building line of Twenty-fourth street to the point of switch track of the Pennsylvania Railroad Company, thence eastwardly across Railroad street for an approximate distance of one hundred and sixty-nine (169') feet to the property of the Crane Company, Second ward, Pittsburgh, Pa.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Crane Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a switch track on and across Railroad street located one hundred and one (101') feet west of the western building line of Twenty-fourth street to the point of switch track of Pennsylvania Railroad Company, thence eastwardly across Railroad street for an approximate distance of one hundred and sixty-nine (169') feet to the property of the Crane Company for the purpose of conveying materials, etc., from the Pennsylvania Railroad tracks to the Crane Company's southern end of property, Second ward, Pittsburgh, Pa.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-176, Folder "A." in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on and across Railroad street, Second ward, Pittsburgh, Pa., for the Crane Company."

Section 2. The said company prior to the beginning of construction of tracks shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said track and the said plan and the construction of track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the

construction, maintenance and use of tracks on City streets, and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said tracks. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Crane Company, its successors and assigns, to that effect; and that the said grantee shall when so notified at the expiration of the said six months, forthwith, remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval, the Crane Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 20, 1921.

Ordinance Book 33, Page 135.

No. 570

AN ORDINANCE—Granting unto the Crane Company, its successors and assigns, the right to construct, maintain and use switch track on and across Twenty-fourth street, located at the north building line of the Crane Company's property and the Baltimore & Ohio Right of Way (P. J. R. R.—River Line), for a distance of forty-one (41') feet, Second ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Crane Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use a switch track on and across Twenty-fourth street, located at the north building line of the Crane Company's property and the Baltimore & Ohio Right of Way (P. J. R. R.—River Line), for a distance of forty-one (41') feet, for the purpose of conveying materials, etc., from the track of the Baltimore & Ohio System to the northern end of the Crane Company's property, Second ward, Pittsburgh, Pa.

The said track shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-175, Folder "A," in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Switch Track on and across Twenty-fourth street, Second ward, Pittsburgh, Pa., for the Crane Company."

Section 2. The said company prior to the beginning of construction of track shall submit to the Director of the Department of Public Works of the City of Pittsburgh a complete set of plans showing location and all details for the construction of said track and the said plan and the construction of track shall be subject to the approval and supervision of the Director of the Department of Public Works.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may

hereafter be passed relating to the construction, maintenance and use of track on City streets, and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of said track. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of said track upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Crane Company, its successors and assigns, to that effect; and that the said grantee shall, when so notified at the expiration of the said six months, forthwith, remove the said track and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and subsurface structures therein, by reason of the construction, maintenance and use of the said track, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This ordinance shall become null and void unless within thirty (30) days after its passage and approval The Crane Company shall file with the City Controller its certificate of acceptance of the provisions thereof.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 20, 1921.

Ordinance Book 33, Page 136.

No. 571

AN ORDINANCE—Granting unto the the Standard Underground Cable Company, its successors and assigns, the right to construct, maintain and use coal hopper and ash bin on Pike street, located 115 feet east of Sixteenth street along the property of the Standard Underground Cable Company, Second ward, Pittsburgh, Pa.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Standard Underground Cable Company, its successors and assigns, be and are hereby given the right and authority, at its own cost and expense, to construct, maintain and use coal hopper on Pike street, located 115 feet east of the eastern building line of Sixteenth street, to be 13 feet by 6 inches long and extend from the building 11 feet by 1½ inches under present switch siding on sidewalk; to be constructed of reinforced concrete and covered with combination removable hinge steel plates at grade, ample strength to carry the heaviest traffic, for the purpose of unloading coal.

Ash bin to be located on Pike street, 145 feet east of the eastern building line of Sixteenth street, to be elevated with a clearance of 22 feet from said switch siding or sidewalk, to be 17 feet long and extend from the building 13 feet by 11½ inches and supported by two columns built of 8-inch H beams, located on the curb line and two 8-inch H. beams built in the wall of building, said ash bin to be used for the purpose of loading cars with ashes; a concrete curb to be built on Pike street from coal hopper walls east for 140 feet to protect vehicle traffic from steel columns supporting ash bin. The said coal hopper and ash bin are along the property of the Standard Underground Cable Company, Second ward, Pittsburgh, Pa.

The said coal hopper and ash bin shall be constructed in accordance with the provisions of this ordinance and in accordance with the plans hereto attached and identified as Accession No. 180-A, Folder "A," in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed Ash Bin and Coal Hopper on Pike Street, for the Standard Underground Cable Company, Second ward, Pittsburgh, Pa."

Section 2. The said company, prior to beginning the construction of the said coal hopper and ash bin shall submit to the Director of the Department of Public Works of the said City a complete set of plans in triplicate showing the location and all details for the construction and maintenance of the said coal hopper and ash bin, said plans and the construction and maintenance of the said coal hopper and ash bin shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances of the City of Pittsburgh relating thereto and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of coal hopper and ash bin on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damaged, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of coal hopper and ash bin. All of the said work, including the repaving of the street damaged, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh, without liability, reserves the right to cause the removal of the said coal hopper and ash bin upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said Standard Underground Cable Company, its successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of said six months, forthwith, remove the said coal hopper and ash bin and replace the street to its original condition, at its own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the street and sub-surface structures therein, by reason of the construction, maintenance

nance and use of said coal hopper and ash bin, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following conditions, to wit This ordinance shall become null and void unless within thirty (30) days after its passage and approval the Standard Underground Cable Company shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the Company, with its corporate seal attached.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 20, 1921.

Ordinance Book 33, Page 138.

No. 572

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to enter into a contract with the Pittsburgh, Virginia & Charleston Railway Company and the Pennsylvania Railroad, for the construction of a foot bridge at South Fourth street over Carson street east and the Railroad Right of Way to Manor street; and providing for the provisions thereof and for the payment of same.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the Mayor and the Director of the Department of Public Works be and they are hereby authorized and directed to make, execute and deliver, in the name of the City of Pittsburgh, and for the City of Pittsburgh, the following contract with the Pittsburgh, Virginia & Charleston Railway Company and the Pennsylvania Railroad, and affix thereto the corporate seal of the said City of Pittsburgh.*

AGREEMENT.

Made this day of....., 192....., between the City of Pittsburgh, a municipal corporation of

the County of Allegheny, Pennsylvania, and a City of the second class, party of the first part, and hereinafter called "the City," and the Pittsburgh, Virginia & Charleston Railway Company, and the Pennsylvania Railroad, parties of the second part, hereinafter called "the Railway Companies."

Whereas, The City has improved Carson street east, from Brownsville avenue to South Seventh street, and eliminated the south sidewalk between the above said points; and

Whereas, the Railway Companies have constructed and maintain a stone arch passageway, under Railway Right of Way, from Carson street east to Manor street, on line of former Short street; and

Whereas, By the improvement of Carson street east, the Railway Companies' archway is made unsafe for use; and

Whereas, The Railway Companies have constructed and maintained a foot bridge over right of way between South Fourth and South Fifth streets; and

Whereas, By the improvement of Carson street east, this foot bridge is made unfit for use; and

Whereas, The City is desirous of constructing a foot bridge over right of way of said Railway Company and Carson street east to Manor street at South Fourth street; now this agreement

Witnesseth: That for the considerations and advantages moving from the one to the other, hereinafter mentioned, the parties thereto mutually covenant and agree to and with each other and their successors and assigns, forever, as follows:

1. The said parties agree to the construction of a foot bridge on line of South Fourth street, across Carson street, over Railway right of way, to Manor street, in accordance with plans and specifications to be approved by the Director of the Department of Public Works of the said City.

2. The said Railway Companies agree to furnish, erect and maintain a foot bridge across Railway Right of Way, and necessary steps and approach on the south end, or at Manor street, including all necessary foundations and supports, and shall permit the City to attach the span or

stairway across Carson street east to the north support of said bridge.

3. The City agrees to release the Railway Companies from the maintenance of the foot bridge across the right of way between South Fourth street and South Fifth street and to permit Railway Companies to remove same.

4. The said Railway Companies further agree to close the arch passageway on Short street, either by constructing suitable barricades or bulkheading entrances of same until the necessity for such passageway can be determined, when and if it is so ordered by the City, the Railway Companies shall open and maintain said passageway.

5. The City agrees to permit the Railway Companies to permanently close arch passageway on Short street and to release the Railway Companies from all obligations to maintain such a passageway, if, after two (2) years, the necessity for the same no longer exists in the opinion of the City.

6. The City agrees to construct and maintain a bridge over Carson street east at South Fourth street to connect with the bridge to be constructed by the Railway Companies.

7. The Pennsylvania Railroad, as lessee of the Pittsburgh, Virginia & Charleston Railway Company, joins as a party hereto for the sole purpose of expressing its consent to the making of this contract.

8. The estimated cost of the City's share of this work is \$7,000.00, which money shall be payable out of Appropriation No. 42, Contingent Fund.

9. It is expressly understood and agreed that the terms of this Agreement shall not be binding upon the parties hereto until and unless the same is approved by the Public Service Commission of the Commonwealth of Pennsylvania.

This contract is entered into by the said City pursuant to Ordinance No., on record in Ordinance Book Volume, Page

CITY OF PITTSBURGH,

By.....
Mayor.

Director Department of
Public Works.

Countersigned:

City Controller.

PENNSYLVANIA RAILROAD CO.

.....
President.

Attest:

PITTSBURGH, VIRGINIA &
CHARLESTON RAILWAY CO.

.....
President.

Attest:

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 20, 1921.

Ordinance Book 33, Page 139.

No. 573

AN ORDINANCE— Authorizing and directing the Mayor of the City of Pittsburgh to make, execute and deliver, in the name of and for the City of Pittsburgh, a contract with the Philadelphia Company and the Pittsburgh Railways Company relating to the reorganization of the Pittsburgh Railways Company and defining the relations between that Company and the City of Pittsburgh; said contract providing for the discontinuance of appeals of the City of Pittsburgh now pending in the Superior Court, commonly known as the valuation cases; approving the valuation of the assets of the Pittsburgh Railways Company as fixed by the Public Service Commission and an annual return on that valuation; creating and defining the powers of a Traction Conference Board and a Board of Arbitration; fixing a sum to be paid to the City in lieu of and in substitution of street cleaning, of bridge tolls, pole, car, wire and gross receipts taxes; providing for the payment to the City of a fixed sum in lieu of paving repuirements; providing remedies in case of deficits in the operating revenue and return on capital to the Company and providing for the disposition of its surplus earnings; providing for the adjustment of car fare; agreeing to compromise claims now due the City by the Pittsburgh Railways Company and providing for their payment; providing for the payment by the Company of judgments against it and the Receivers, and generally for the co-operation of the City with The Pittsburgh Railways Company to improve service, and fixing the term of said contract.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That the Mayor of the City of Pittsburgh be and is hereby authorized and directed to make, execute and deliver, in the name of the City of Pittsburgh and for the City of Pittsburgh, the following contract with the Philadelphia Company and the Pittsburgh Railways Company, and to affix thereto the corporate seal of the said City.

THIS AGREEMENT

Made the day of, 1921, by and between the City of Pittsburgh, a municipal corporation of the State of Pennsylvania, hereinafter referred to as the "City," party of the first part; the Philadelphia Company, a corporation of the State of Pennsylvania, party of the second part; and the Pittsburgh Railways Company, a corporation of the State of Pennsylvania, party of the third part, witnesseth:

Whereas, A large part of the Pittsburgh Railways System is located in the City of Pittsburgh and the City realizes the importance of adequate street railway service to its citizens; and

Whereas, The Philadelphia Company is the owner of all the outstanding stock of the Pittsburgh Railways Company and of a large amount of securities of various street railway companies making up the Pittsburgh Railways System and claims to be otherwise a creditor of the Pittsburgh Railways Company and its subsidiary companies in a large amount; and

Whereas, It is the desire of all the parties hereto that the Receivership of the Pittsburgh Railways Company be terminated and its property be restored to its owners with a view of enabling the company to reorganize on a sound financial basis with an assured fixed annual return and of improving the credit of the company so that the property and the service may be benefited; and it is their mutual desire to co-operate, one with the other, to give to the car-rider adequate service at a reasonable car fare; and

Whereas, It will become necessary in order to render proper service for some reorganized or new company, hereinafter called "New Company," to provide funds for the purchase of new cars, additional car barns, shop

equipment, and the renewal of many miles of track, and it seems that the money for these purposes cannot be obtained as long as the Pittsburgh Railways Company is in the hands of Receivers; and

Whereas, The City of Pittsburgh now claims there is due from the various companies comprising the Pittsburgh Railways System yearly charges based on ordinances or contracts covering street cleaning, bridge tolls, taxes on poles, cars, wires and gross receipts, and in addition thereto that the various companies are liable under various ordinances and laws of Pennsylvania to pave and keep in good repair, as well as to clean the streets between the tracks and one foot outside each other rail; and many of these charges have not been paid by the Receivers; and

Whereas, It is deemed expedient in the interest of the public, as well as said railway companies, to facilitate the collection of said charges by direct payment into the City Treasury of a fixed yearly sum, including a sum to represent the cost of paving and repaving the streets between the tracks, and thereby enable the City to have more complete control over the improvement of the streets; and

Whereas, the City is willing to agree on the total yearly amount the New Company is permitted to collect from the car-rider upon certain terms and conditions which are hereinafter provided,

Now, therefore, in order to accomplish the purposes hereinbefore set forth and to define the relations between the New Company and the City of Pittsburgh, the parties hereto do hereby covenant, promise and agree as follows:

VALUATION OF PROPERTY AND ANNUAL RETURN.

First: The sum of sixty-two million five hundred thousand dollars (\$62,500,000.00) represents the value of all the assets of Pittsburgh Railways Company on March 22, 1920, the date of the order entered by the Public Service Commission of Pennsylvania dismissing the complaints of the City of Pittsburgh at No. 1571, and that on that amount, namely, sixty-two million five hundred thousand dollars (\$62,500,000.00), the Company shall receive a yearly net return, out of its earnings from all sources, of three million seven hundred fifty thousand

dollars (\$3,750,000.00), and in addition thereto the Company shall be entitled to receive all proper operating costs and expenses, which shall include such taxes as may be properly chargeable as an operating expense and in addition thereto a reasonable and proper amount to provide for the annual accruing depreciation from year to year. All of these expenses and costs shall be set up and determined according to the standards of accounting heretofore, or which may hereafter be adopted or prescribed by the Public Service Commission of Pennsylvania. In addition thereto the New Company shall be entitled to issue capital securities and receive a return on such additional sums of money as shall be hereafter invested in said properties and legally chargeable to capital account. This shall include any debt or obligation of the Receivers of the Company incurred for permanent improvements and betterments and which may be assumed by the New Company, as well as any sum it may pay to said Receivers for permanent improvements and betterments. On such additional capital the New Company shall receive as its yearly return, payable out of its earnings from all sources, a sum equivalent to the interest to be paid or assumed in securing said funds. The expenses incurred in obtaining such funds, including discounts and commissions, shall be amortized as provided by such classification of accounts as the Public Service Commission may prescribe.

DISCONTINUANCE OF CITY'S

APPEAL.

Second: When this contract has been approved by the Public Service Commission of Pennsylvania and has become effective as provided herein, it will be unnecessary to prosecute the appeals of the City of Pittsburgh against the Pittsburgh Railways Company now pending in the Superior Court of the State of Pennsylvania at Nos. 16 and 23 April Term, 1921, commonly known as the Valuation Cases, and they will therefore be marked discontinued.

Third: The Philadelphia Company as the principal stockholder shall, upon approval of this contract by the Public Service Commission of Pennsylvania, proceed at once to endeavor to reorganize the Pittsburgh Railways

Company or cause a new company to be formed for the purpose of taking over all the assets of the Pittsburgh Railways Company of every kind and description, and in said plan for reorganization shall endeavor to provide for finally bringing all of the subsidiary companies into one company and the conversion of the present mortgages into a single mortgage on the entire property. Two-thirds of all the directors of said reorganized or New Company shall be residents of the Pittsburgh district through which the Company operates. Said New Company shall authorize stocks, bonds, or other evidences of indebtedness not to exceed the amount of sixty-two million five hundred thousand dollars (\$62,500,000.00) to represent the full value of the said property at the date of the order of the Public Service Commission as herein agreed upon, which it shall endeavor to issue from time to time for the purpose of refunding all the outstanding stocks, bonds, or other evidences of indebtedness of the various companies comprising the Pittsburgh Railways System.

Fourth: As a proper reorganization of the street railway company cannot be perfected until five million dollars (\$5,000,000.00) is raised for the purpose of the New Company, it shall borrow in the Pittsburgh district an additional sum of five million dollars (\$5,000,000.00), the proceeds of which are to be spent in betterments, improvements and rehabilitation of the street railway system, subject to the approval of the Traction Conference Board hereinafter referred to. This agreements shall not become binding upon the parties hereto until satisfactory evidence has been presented to the party of the first part that the said sum of five million dollars (\$5,000,000.00) of borrowed money is available for the purposes named.

TERMINATION OF RECEIVERSHIP.

Fifth: The parties of the second and third parts shall, within thirty days from the date of the approval of this contract by the Public Service Commission of Pennsylvania, begin the necessary legal steps with a view of having the Receivers of the Pittsburgh Railways Company discharged at an early date and the property in their hands returned to the owners or the New Company hereinbefore referred to, so as better to enable the parties hereto to carry out the covenants hereof.

ANNUAL BUDGET, SERVICE AND FACILITIES.

Sixth: The City shall have a voice in the amount of money which the New Company shall spend in operations and depreciation allowance, and in betterments, improvements and rehabilitation, and also in extensions, if any, to be exercised in the following manner:

Thirty days before the end of each fiscal year the New Company shall submit to the City and the Traction Conference Board (hereinafter described), a full and detailed budget setting forth estimates of gross receipts and proposed expenditures for the ensuing year. This budget shall be subject to revision by a Traction Conference Board to be selected in the manner hereinafter agree upon. Said Traction Conference Board shall, within fifteen days, either approve or disapprove such budget and in case either the City or the New Company is not satisfied with the action of the Traction Conference Board, the controversy shall be submitted to arbitration as hereinafter defined. Expenditures for the year covered by said budget shall not exceed the amount in each account named in the budget, except that with the approval of said Traction Conference Board transfers may be made from one account to another. At any time during the year the New Company may submit a supplementary budget or estimate, which shall follow the same course as the original budget.

Monthly reports shall be submitted by the New Company to the Traction Conference Board for comparisons with the budget figures and the said Board shall have the right to audit the books of the New Company at any time.

Said Board and its staff shall, on request, on proper occasions, and in a reasonable manner have access to all parts of the plant and facilities of the New Company, to all of its books, records, maps, accounts and data of all kinds and description, and it shall at times reasonably convenient be permitted to consult with the President and the General Manager of the New Company with reference to service, facilities, rates and charges and the provisions of this agreement relating to the annual budget and the finances of the New Company. In order to facilitate the work of the Traction Conference Board in the

Company's offices, the New Company shall provide said Board with suitable accommodations for consultation with the executive officers of the company. When said offices are consolidated, which it is the intention of the New Company to do, the offices of the Traction Conference Board shall be in the same building as said consolidated offices.

The Traction Conference Board shall, as promptly as possible after its appointment, certify to the City the appropriate amount of capital invested in the properties of the New Company in accordance with the terms of this agreement and the annual amount of return thereon as set forth and provided in this agreement, and it shall annually thereafter certify to the increase of capital from year to year and the appropriate annual amount of returns to capital account from year to year so that the City may at all times have a definite and up-to-date statement of the amount of the capital account as set forth and provided for in this agreement and of the proper and appropriate return thereon under the provisions of this agreement.

The duties and liabilities of the New Company and its rights and powers being fixed and determined by the laws of Pennsylvania (particularly Articles Two, Three and Five of the Public Service Company Law, approved July 26, 1913, P. L. 1374), and the Ordinances of the City of Pittsburgh and other municipalities represented by said Traction Conference Board, the parties hereto agree that the City of Pittsburgh and other municipalities shall, through said Traction Conference Board, be granted full power and authority for the purpose of protecting and safeguarding the rights of said municipalities and the public with respect to the service, facilities, rates and charges in the manner hereinafter described.

In addition to such protection of said rights and the enforcement of such duties, it is hereby further agreed between the parties that the Traction Conference Board shall have the right to oversee and supervise the finances of the New Company with respect, both to operating accounts and new financing and refunding of securities maturing during the term of this agreement, both of the New Company and of its underlying companies, and also to determine the proper amount chargeable to the cap-

ital account from year to year under the terms of this agreement.

Provided that the issue by the New Company or its lessor companies of additional securities for capital account, or new securities for the purpose of refunding obligations maturing during the term of this agreement, may be at a rate of interest not exceeding six per cent per annum, or at the ruling market price of like securities, unless a higher rate of interest or a lower price shall be approved by the Traction Conference Board, or by arbitrators, as herein provided.

The terms, "service" and "facilities," as used in this agreement, shall bear the same definition as contained in Article One of the Public Service Company Law, and shall also be taken to comprehend and include the duties and liabilities imposed upon street railway companies under the provisions of Articles Two, Three and Five of the said Public Service Company Law, and the words, "financing," "refinancing" and "refunding" shall be taken to mean and shall include all matters pertaining to any new financing of the New Company, or its lessor companies, and any refund of the existing obligations of the said New Company and its lessor companies maturing during the term of this agreement, and also all matters pertaining to the operating income and expenses of the New Company, which shall be more specifically set forth in the annual operating budget of the company as hereinafter described. Said Traction Conference Board shall, at any and all times, after full consideration, recommend to the New Company in writing the proposed changes, alterations and improvements in service and facilities and the rates and charges of the New Company, which recommendations the New Company shall either adopt or reject within ten days. If said recommendations are adopted an agreement shall be made as to the time for their performance.

Seventh: The Traction Conference Board shall be composed of four members, two members appointed by the Mayor of the City, by and with the consent of a majority vote of Council, one of whom shall be designated as and shall be Chairman of the Board; one by the joint action of those municipalities other than the City of Pittsburgh signing agreements identical with this one; and one shall be selected by the New

Company; and in case of failure of those municipalities so signing to select their representatives by March 1, 1922, then the City shall select three members. The third member, who shall be so designated upon appointment, shall serve only until the appointment of the members representing the municipalities other than the City of Pittsburgh. On all questions coming before the Board the decision of the majority shall be considered as the action of the Board except as otherwise specified herein. In case of tie, however, the vote of the representative of the Company shall not count. Each member shall hold office at the pleasure of the party appointing him. The City members, however, may be removed by the Mayor only by consent of a majority vote of Council.

The expense of the Board, including the salary of the members, shall be fixed at an amount to be agreed upon by the parties hereto and all expenses, including office rent, shall be borne by the Company and charged to operating expenses, but shall not exceed fifty thousand dollars (\$50,000) annually, including all expenses which may be incurred under the provisions of the eighth paragraph hereof.

EXPENSE OF BOARD AND AUDIT OF ACCOUNTS.

Eighth: The Traction Conference Board shall have the right to lease the necessary offices and employ the necessary clerical force, engineers, accountants, and other reasonably required for the purpose of securing data to enable such Board to pass intelligently on such budget and upon such other questions as may be presented to it. Any accountants selected, however, for the purpose of auditing the books shall be certified public accountants, who shall make an impartial report so that the New Company can, if it desires, accept the same for its own purposes and thereby avoid duplication of effort and expense.

BOARD OF ARBITRATION.

Ninth: In case either the City or the New Company is not satisfied with the action of the Traction Conference Board on the annual budget and supplements thereto, or on any other question passed upon by said Board, the question in dispute shall be submitted to a Board of Arbitration composed of three members to

be appointed within ten days of notice of the action of the Traction Conference Board. One of said arbitrators shall be appointed by the Mayor of the City by and with the consent of Council, one by the President of the New Company, and the two so chosen shall within five days thereafter appoint a third arbitrator. If, however, either the City or the New Company shall fail to choose its arbitrator, the other party may apply to the Chairman of the Public Service Commission of Pennsylvania to appoint an arbitrator, and if the two arbitrators appointed by the City, the Company or the Chairman of the Public Service Commission are unable to select a third arbitrator, then the Chairman of the Public Service Commission shall appoint some person experienced in public utility matters as said third arbitrator, upon the application of either or both of the arbitrators chosen as hereinbefore provided. The Arbitration Board thus appointed shall be governed by the rule that the New Company shall be allowed sufficient funds to perform its corporate obligations, including the return to capital as herein provided, maintain its organization and perform all duties of operation and maintenance, as well as to render adequate service at a reasonable car fare. The decision of a majority of the Arbitration Board shall be final, except on matters over which the Public Service Commission of Pennsylvania has jurisdiction, in which cases either party shall have a right of complaint to that body. If a decision is not rendered within thirty days after the submission of a question to the Arbitration Board, then in that case the decision of the Traction Conference Board shall be binding until the award of the Arbitrators is made except on those matters that are subject to complaint to the Public Service Commission, and in default of action by the Traction Conference Board and Board of Arbitrators the Budget as submitted shall stand until appropriate action by such Boards.

SUBSTITUTE PAYMENT FOR LICENSES.

Tenth: In lieu of and in substitution of all bridge tolls, pole, car, wire and gross receipts taxes, and liability to clean streets (with the exception of the removal of snow from tracks in use) required of the companies comprising the Pittsburgh Railways System by various ordi-

nances and contracts, during the term of this agreement, the New Company shall pay to the City as licenses yearly, in equal quarterly installments, on the last day of each quarter, beginning with the acquisition of the street railway property by the New Company, the sum of one hundred thousand dollars (\$100,000).

PAYMENT IN LIEU OF PAVING AND DISPOSITION OF FUND.

Eleventh: To enable the City to better control the municipal work of paving and repaving the streets, the City shall, when it deems necessary, do the work of paving and repaving that portion of the streets now required by law or contract to be done by the present companies, within the City limits, which is not brought about by damage due to track removal or replacement, maintenance of track or car operation and the New Company shall pay to the City yearly, in quarterly installments beginning with the acquisition of the street railway property by the New Company, the sum of two hundred thousand dollars (\$200,000.00) for all of such work. A like amount as well as any accumulated balance from any preceding year or years, shall be appropriated in the annual budget of the City under a separate code number to be used specifically for street railway paving and shall not be subject to transfer to any other fund. The paving and repaving to be done by the City under this paragraph refers only to the actual surface paving and such foundations as may be necessary thereunder but does not include track foundation.

The work of repaving brought about by track removal or replacement, maintenance of track or car operation shall be done by the New Company under the plans and specifications submitted to and approved by the Director of Public Works.

In case the mileage of track operated in the City is increased or decreased, either by the annexation of contiguous territory or by the construction or removal of tracks by the Company, then in that case the yearly payments provided to be made under Paragraph Tenth and Eleventh hereof shall be increased or decreased proportionately.

In case of dispute as to what paving and repaving is to be done by the New Company or the City under this contract, the question shall be

referred from time to time, for decision, to the Traction Conference Board, with the right of appeal to the Board of Arbitrators selected as hereinafore mentioned.

Nothing in this agreement shall be so construed as to relieve the New Company from payment of any assessments for benefits to real estate which may be owned by it and assessed according to law occasioned by any municipal improvement benefiting its real estate, such as sewerage, grading, paving and curbing streets.

REMEDIES IN CASE OF DEFICIT.

Twelfth: If it should appear that for three consecutive months of any year the actual revenue of the New Company is not sufficient to pay the accrued return to capital and approved budget requirements for that period, and in the opinion of the Traction Conference Board this deficit is likely to continue for a further period of at least three months, the Traction Conference Board shall issue its certificate to that effect to the City. Upon receipt of such certificate the City shall agree to the suspension of the quarterly payments provided under Paragraphs Tenth and Eleventh hereof, or so much thereof as may be necessary to make up such deficit. In case of deficit at the end of the year all of such suspended payments shall be cancelled.

DISPOSITION OF SURPLUS.

Thirteenth: If, at the end of any fiscal year there is a surplus in the earnings of the New Company over and above the accrued and cumulative return to capital and operating expenses as herein agreed upon, the New Company shall pay to the Traction Conference Board the whole of said surplus within thirty days after it shall in writing demand payment of the same, provided there is no balance due on the claims assumed by the New Company under Paragraph Sixteenth hereof. The Traction Conference Board shall upon receipt of same distribute said surplus to the City of Pittsburgh and to such municipalities as may agree to a plan identical with the one outlined herein, said amount to be distributed to the City of Pittsburgh and other municipalities so signing in the same proportion as the number of miles of track in use of said Company in each of said municipalities bears to the total miles of track in use in all of said municipalities. If said surplus is

created by reason of economies in operating cost allowed for the current year, then in that case the New Company is entitled to retain for its sole use one-half of such savings as in the judgment of the Traction Conference Board was brought about by such economies; provided, however, that the average car fare during the greater portion of the year shall be less than the present average fare. In determining the question as to whether or not there have been economies in operating cost, the Traction Conference Board may treat as evidence thereof the fact that the New Company has shown a proper spirit of co-operation, or has shown the proper kind of ability in management, or both, and may also consider the size of the surplus and the number of passengers carried during the year and the character of the service.

ADJUSTMENT OF CAR FARE.

Fourteenth: If at the end of any quarter said surplus should be of such amount as in the opinion of the majority of the Traction Conference Board would justify a reduction in car fare, then in that case the City, or any of the municipalities or the Traction Conference Board, in the name of either of them, shall have the right to apply to the Public Service Commission of Pennsylvania for a reduction in fare in order to eliminate said surplus without objection on the part of the Company. If at any time it is necessary to increase the fares in order to meet the approved budget requirements and accrued and cumulative return to capital, the New Company shall have the right to file with the Public Service Commission schedules for an increase in fares sufficient to enable it to carry out the requirements of the approved budget and said return to capital, to which increase the City and municipalities shall not object. It is the intention of the parties to this agreement that its execution and faithful performance by all parties hereto will result in decreased car fares and a higher standard of service, which shall be the objective of the management of the New Company. Therefore, should the New Company deem it necessary to increase the present rate of fare to carry out requirements of the approved budget and said return to capital, it shall first apply to the Public Service Commission of Pennsylvania for its approval of said increase, and the City

shall have the right, if it desires, to be heard thereon.

CLAIMS OF CITY.

Fifteenth: The City agrees that it will accept for its claims against the Pittsburgh Railways Company and subsidiary companies and the Receivers of the Pittsburgh Railways Company the sum of five hundred twenty-six thousand ninety-one dollars and twelve cents (\$526,091.12) in full up to January 1, 1921, which amount as well as accruing charges against said Receivers for paving, curbing, bridge tolls (including Monongahela Bridge Company's claims), pole, car and wire taxes and gross receipt tax, shall be paid or secured by the New Company in such manner as may be mutually agreed upon between the City and the New Company.

OTHER PROVEN CLAIMS.

Sixteenth: The New Company shall agree to pay all judgments and adjust all claims against the Pittsburgh Railways Company arising from personal injury or death occasioned by negligent acts of the Pittsburgh Railways Company prior to the appointment of receivers of that company, provided, however, that the holders of said judgments or claims shall agree in writing within thirty days from the approval hereof by the Public Service Commission to accept as full payment the face of said judgments and said claims as adjusted, without interest, payable in annual installments over a period of ten years from the date hereof, the first payment to be made two years from the date hereof, and provided also that said amounts shall be included as proper expense items in the annual budget.

All claims against the Receivers of the Pittsburgh Railways Company which have arisen on and after the appointment of said Receivers, and which shall be ordered paid by the Federal Court having charge of the accounts of said Receivers, may be assumed by the New Company at the time the properties of the companies in the hands of Receivers are turned over to the New Company, the amount of which shall be approved by the City. For such claims as said New Company may assume, except for permanent improvements as provided for in Paragraph First hereof, said Company shall be reimbursed without interest, by having the same included as a proper expense allowance in the

annual budget in equal annual installments over a period of ten years.

OTHER MUNICIPALITIES TO JOIN IN IDENTICAL AGREEMENT.

Seventeenth: The parties hereto agree that it is desirable that other municipalities in which the Pittsburgh Railways Company operates should agree to the same plan as herein outlined, and both parties pledge themselves to co-operate earnestly to secure as many agreements identical in principle with said municipalities as possible.

CTY TO CO-OPERATE TO IMPROVE SERVICE.

Eighteenth: The City agrees to co-operate with the New Company and to give its earnest consideration to all applications for franchises to enable the New Company to render efficient service in an economical manner, such as applications for the abandonment and removal of unnecessary tracks; for the granting of additional rights for curves and tracks that may be necessary to carry out the rerouting of cars that may be agreed upon; for cutting back sidewalks at corners to provide better clearance wherever practicable; for providing and maintaining proper drainage on streets where such tracks are located in such a way as the Director of Public Works may consider necessary; for keeping the tracks clear of slow moving vehicles so that the cars may be operated faster and on schedule; in harmonizing the annual street improvement program of both parties, to the end that the money expended can be most economically distributed; the granting of privileges of operating general freight service and establishing freight stations; and to applications for any other relief requiring the consent of the City that might be considered advisable and necessary to enable the New Company to render adequate service in an efficient and economical manner, without derogation, however, of any of the police powers of the City.

PLEDGE OF CITY AND NEW COMPANY.

Nineteenth: The City further agrees to grant such consents and make such agreements with the New Company and the underlying companies of the Pittsburgh Railways as may be necessary to carry out the cove-

nants hereof, and the New Company shall sign agreements binding itself to the conditions hereof.

Nothing herein contained shall be so construed as to make the City liable as a partner or responsible for the obligations of the other parties hereto.

PLEDGE OF PITTSBURGH RAILWAYS COMPANY.

Twentieth: The Pittsburgh Railways Company is made party to this agreement for the purpose of ratifying and confirming the same in all respects, and it promises, covenants and agrees to execute any writing which counsel for the City and the New Company may deem necessary to carry out the term hereof.

The party of the second part becomes a party to this agreement solely for the purpose of agreeing, as chief security holder of the party of the third part, to the execution of the general plan hereof, but nothing herein contained shall be deemed or is intended to impose any financial or pecuniary obligation on the party of the second part.

APPROVAL OF PUBLIC SERVICE COMMISSION.

Twenty-first: All matters and things herein contained shall remain subject to the jurisdiction of the Public Service Commission of the State of Pennsylvania, and this contract shall not become binding unless it is first approved by that commission. When so approved it shall thereafter become effective, as of the date when the New Company acquires control of said street railway system, and pending which time none of the rights, powers or remedies of the City shall in any way be abridged by anything herein contained.

TERM OF AGREEMENT.

Twenty-second: This agreement shall continue in force for a period of ten years from the date hereof.

This agreement is duly authorized and approved by the City by ordinance duly enacted and approved the day of, 1921.

This agreement is authorized and approved by the Board of Directors of the Philadelphia Company at a meeting duly called on the day of, 1921, a full quorum being present authorizing and approving same.

This agreement is authorized and approved by the Board of Directors of the Pittsburgh Railways Company at a meeting duly called on the day of, 1921, a full quorum being present authorizing and approving same.

In Witness Whereof, the parties hereto have duly executed this agreement the day and year first hereinbefore written.

CITY OF PITTSBURGH.

By.....
Mayor.

Attest:

.....
Mayor's Secretary.

.....
City Controller.

Countersigned:

Attest:

PHILADELPHIA COMPANY.

By.....
President.

Attest:

.....
Secretary.

PITTSBURGH RAILWAYS COMPANY.

By.....
President.

Attest:

.....
Secretary.

Approved as to form:

.....
City Solicitor.

.....
Special Assistant City Solicitor.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 15, 1921.

Approved December 20, 1921.

Ordinance Book 33, Page 141.

No. 574

AN ORDINANCE—Accepting the dedication of certain property in the 14th Ward of the City of Pittsburgh, for public use for highway purposes, opening and naming the same "Kamin street" and establishing the grade thereon.

Whereas, Herman Kamin and Bessie, his wife, owners of the property hereinafter described, have executed and delivered to the City of Pittsburgh their certain deed of dedication bearing date of October 18th, 1921, now on file in the office of the Bureau of Engineering of said City, wherein they have conveyed said ground to said city for public street or public highway purposes, and have released said City from any liability for damages for or by reason of the physical grading of said public highway to the grade hereinafter established; therefore,

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That said Deed of Dedication be and the same is hereby accepted and the Bureau of Engineering is hereby authorized and directed to place the same of record in the office of the Recorder of Deeds in and for the County of Allegheny.*

Section 2. The ground so as aforesaid conveyed to said City for public highway purposes shall be and the same is hereby appropriated and opened as a public highway in accordance with the terms of said Deed of Dedication and shall be known as "Kamin street", the same being bounded and described as follows, to-wit:

Beginning at a point on the easterly line of Murdoch street as located by Ordinance No. 167, approved June 26th, 1901, distant S. 1° 13' W., 199.54 feet from the intersection of the southerly line of Beacon street and the easterly line of Murdoch street; thence N. 83° 30' E., 257.13 feet to a point on the line dividing the properties now or late of Herman Kamin and the Sterling Land Company; thence along said dividing line S. 1° 13' W., 50.46 feet to a point; thence S. 83° 30' W., 257.13 feet to a point on the said easterly line of Murdoch street; thence along the said easterly line of Murdoch street N. 1° 13' E., 50.46 feet to the place of beginning.

Section 3. The grade of Kamin street, from Murdoch street to the line dividing the properties now or late of Herman Kamin and the Sterling Land Company, is hereby established as follows, to wit:

The grade of the north curb line shall begin at the east curb line of Murdoch street at an elevation of 392.62 feet; thence rising at the rate of 5.5% for the distance of 180.95 feet to a point of curve to an elevation of 402.57 feet; thence by a convex parabolic curve for the distance of 86.27 feet to a point of said curve to an elevation of 405.65 feet, said point being on the line dividing the properties now or late of Herman Kamin and the Sterling Land Company.

Section 4. The Department of Public Works is hereby authorized and directed to enter upon, take possession of and appropriate the said described ground for a public highway, in conformity with the provisions of this Ordinance.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 153.

No. 575

AN ORDINANCE—Opening Kamin street, in the 14th Ward of the City of Pittsburgh, from Wendover street westwardly to the line dividing the properties now or late of Herman Kamin and the Sterling Land Company; establishing the grade thereon and providing that the costs, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Kamin street, in the 14th Ward of the City of Pittsburgh, from Wendover street westwardly to the line dividing the properties now or late of Herman Kamin and the Sterling Land Company, shall be and the same is hereby opened to a uniform width of 50 feet by taking for public use for highway purposes the following described property, to-wit:*

Beginning at a point on the westerly line of Wendover street distant S. 1° 13' W., 199.54 feet from the intersection of the southerly line of Beacon street and the westerly line of Wendover street; thence along the westerly line of Wendover street S. 1° 13' W., 50.46 feet to a point; thence S. 83° 30' W., 111.13 feet to a point on the line dividing the properties now or late of Herman Kamin and the Sterling Land Company; thence along the said dividing line N. 1° 13' E., 50.46 feet to a point; thence N. 83° 30' E., 111.13 feet to the place of beginning.

Section 2. The grade of the northerly curb line shall begin on the westerly curb line of Wendover street at an elevation of 406.91 feet; thence falling at the rate of 1% for a distance of 108.89 feet to a point of curve to an elevation of 405.82 feet; thence by a convex parabolic curve for a distance of 13.73 feet to a point on said parabolic curve to an elevation of 405.65 feet, said point being on the line dividing the properties now or late of Herman Kamin and the Sterling Land Company.

Section 3. The Department of Public Works is hereby authorized and directed to cause said Kamin street, from Wendover street to the line dividing the properties now or late of Herman Kamin and the Sterling Land Company to be opened in conformity with the provisions of Section 1 of this Ordinance.

Section 4. The costs, damages and expenses caused thereby and the benefits to pay the same shall be assessed against and collected from the properties benefited thereby in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 5. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 154.

No. 576

AN ORDINANCE—Widening a portion of Beechwood boulevard in the 14th Ward of the City of Pittsburgh

to a uniform width of 56 feet, between points 222.87 feet and 241.87 feet northwardly, from the first point of curve in the easterly line of said boulevard south of Saline street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from the properties benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same,* That Beechwood boulevard in the 14th Ward of the City of Pittsburgh be widened to a uniform width of 56 feet between points 222.87 feet and 241.87 feet northwardly from the first point of curve in the easterly line of Beechwood boulevard south of Saline street, by taking for public use for highway purposes a strip of property 19 feet long and of a uniform width of 3 feet along each side of the street between said points as now opened.

Section 2. The Department of Public Works is hereby authorized and directed to cause said Beechwood boulevard in the 14th Ward, between points 222.87 feet and 241.87 feet northwardly from the first point of curve in the easterly line of said boulevard south of Saline street, to be widened in conformity with the provisions of Section 1 of this Ordinance.

Section 3. The costs, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 155.

No. 577

AN ORDINANCE—Repealing a certain part of portion "C" of Ordinance No. 391, widening certain portions of Second avenue, in the 1st Ward, between Grant street and the westerly line of Shingiss street produced, etc., approved August 30th, 1921.

No. 578

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That a certain part of Portion "C" of Ordinance No. 391, Widening certain portions of Second avenue, in the First ward, between Grant street and the westerly line of Shingiss street produced, approved August 30th, 1921, and recorded in Ordinance Book Volume 32, Page 601, shall be and the same is hereby repealed within the following described lines, to-wit:*

Beginning at a point on the former northerly line of Second avenue (as the said Second avenue was opened and widened from Ross street to the first angle east of South Tenth Street Bridge by Ordinance No. 417, approved March 2nd, 1906 and recorded in Ordinance Book Volume 17, Page 388) at the line dividing the properties now or late of Joseph A. Langfitt, Jr., and the Pittsburgh Terminal Warehouse and Transfer Company; said point being 27.46 feet eastwardly from the second angle in the said former northerly line of Second avenue, east of Ross street; thence along the said dividing line of properties now or late of Joseph A. Langfitt, Jr., and the Pittsburgh Terminal Warehouse and Transfer Company N. 30° 03' 10" E., 30.61 feet to a point on the present northerly line of Second avenue as widened by the aforesaid Ordinance No. 391; thence along the present northerly line of Second avenue S. 64° 52' 50" E., 42.41 feet to the line dividing the properties now or late of the Pittsburgh Terminal Warehouse and Transfer Company and Charles L. Snowden; thence along the said line dividing the properties of the Pittsburgh Terminal Warehouse and Transfer Company and Charles L. Snowden S. 30° 03' 10" W., 34.28 feet to a point on the aforesaid former northerly line of Second avenue; thence along the aforesaid former northerly line of Second avenue N. 59° 55' 10" W., 42.26 feet to the place of beginning.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 156.

AN ORDINANCE—Authorizing and directing the grading, paving and curbing of Larimer avenue from Broad street to Frankstown avenue, and providing that the costs, damages and expenses of the same be assessed against and collected from property specially benefited thereby.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That Larimer avenue from Broad street to Frankstown avenue be graded, paved and curbed.*

Section 2. The Mayor and the Director of the Department of Public Works are hereby authorized and directed to advertise, in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the Ordinances of the said City of Pittsburgh relating thereto and regulating the same, for proposals for the grading, paving and curbing of said street between said points; the contract or contracts therefor to be let in the manner directed by the said Acts of Assembly and Ordinances; and the contract price or contract prices, if let in separate contracts, not to exceed the total sum of contract prices, if let in separate contracts not to exceed the total sum of five thousand (\$5,000.00) dollars, which is the estimate of the whole cost as furnished by the Department of Public Works.

Section 3. The cost, damages and expenses of the same shall be assessed against and collected from properties specially benefited thereby, in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 157.

No. 579

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a

contract or contracts for the construction of a public sewer on Broad street, from Sheridan street to North Beatty street, and authorizing the setting aside of the sum of ten thousand (\$10,000.00) dollars, from Bond Fund Appropriation No. 232, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a public sewer on Broad street from Sheridan street to North Beatty street, said sewer to be terra cotta pipe and 20 inches in diameter, with 9-inch terra cotta pipe sewer house laterals, extending from the main sewer to a point one foot (1') inside the curb lines, for the portion of the sewer extending from Sheridan street to North Highland avenue, said contract or contracts to be awarded for a sum not to exceed ten thousand (\$10,000.00) dollars, and the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of ten thousand (\$10,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from Bond Fund Appropriation No. 232, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 158.

No. 580

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to ad-

vertise for proposals and to award a contract or contracts for the construction of a Relief Sewer on Ellis street and Hawkins avenue, from a point about 185 feet south of Hawkins avenue to the existing sewer on Hawkins avenue at Shelton avenue, and authorizing the setting aside of the sum of \$2,300.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on Ellis street and Hawkins avenue, from a point about 185 feet south of Hawkins avenue to the existing sewer on Hawkins avenue at Shelton avenue. Commencing on Ellis street at a point about 185 feet south of Hawkins avenue, thence northwardly along Ellis street to Hawkins avenue, thence westwardly along Hawkins avenue to the existing sewer on Hawkins avenue at Shelton avenue; said sewer to be terra cotta pipe and fifteen (15") in diameter, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of two thousand three hundred (\$2,300.00) dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33 Page 158.

No. 581

AN ORDINANCE—Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for repairing the floor system and lower chords of the Negley avenue bridge over the Pennsylvania Railroad, and providing for the payment of the costs thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for repairing the floor system and the lower chords of the Negley avenue bridge over the Pennsylvania Railroad, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the Laws and Ordinances governing the said City.

Section 2. That for the payment of the costs thereof the sum of fourteen thousand one hundred thirty-five (\$14,135.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, and

That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in payment of the costs of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 159.

No. 582

AN ORDINANCE—Re-establishing the grade of Bethel place, from Sheridan avenue to Collins avenue.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That

the grade of the center line of Bethel place, from Sheridan avenue to Collins avenue, be and the same is hereby re-established as follows, to wit:

Beginning on the easterly curb line of Sheridan avenue at an elevation of 208.75 feet; thence rising at a rate of 1.50 per cent for a distance of 108.03 feet to a point of curve to an elevation of 210.37 feet; thence by a convex parabolic curve for a distance of 50 feet to a point of tangent to an elevation of 210.00 feet; thence falling at a rate of 3.0 per cent for a distance of 135.22 feet to the westerly curb line of Collins avenue to an elevation of 205.94 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 160.

No. 583

AN ORDINANCE—Establishing the grade of Gladesfield street, from Grotto street to the City line.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the grade of the north curb line of Gladesfield street, from Grotto street to the City line, be and the same is hereby established as follows, to wit:

Beginning on the east curb line of Grotto street at an elevation of 287.56 feet (curb as set); thence by a concave parabolic curve for the distance of 53.0 feet to a point of tangent to an elevation of 289.15 feet; thence rising at the rate of 5 feet per 100 feet for the distance of 190.51 feet to the east line of Vassar street to an elevation of 298.67 feet; thence rising at the rate of 8.5 feet per 100 feet for the distance of 328.53 feet to a point of curve to an elevation of 326.60 feet; thence by a concave parabolic curve for the distance of 50 feet to a point of tangent to an elevation of 331.10 feet; thence rising at the rate of 9.5 feet per 100 feet for the distance of 219.37 feet to a point of curve to an elevation of 331.94 feet; thence by a convex parabolic curve

for the distance of 200 feet to a point of tangent to an elevation of 362.44 feet; thence rising at the rate of 1 foot per 100 feet for the distance of 269.46 feet to a point of curve to an elevation of 365.13 feet; thence by a concave parabolic curve for the distance of 50 feet to a point of tangent to an elevation of 366.50 feet; thence rising at the rate of 4.5 feet per 100 feet for the distance of 216.88 feet to the west line of Oakdene street to an elevation of 376.26 feet; thence rising at the rate of 3 feet per 100 feet for the distance of 73.31 feet to a point to an elevation of 378.46 feet; thence rising at the rate of 6.72 feet per 100 feet for the distance of 192.60 feet to the west line of Oberlin street to an elevation of 391.40 feet; thence rising at the rate of 3 feet per 100 feet for the distance of 9.02 feet to the west curb line of Oberlin street to an elevation of 391.67 feet; thence level for the distance of 22.05 feet to the east curb line of Oberlin street to an elevation of 391.67 feet; thence rising at the rate of 3 feet per 100 feet for the distance of 9.02 feet to the east line of Oberlin street to an elevation of 391.94 feet; thence rising at the rate of 9.66 feet per 100 feet for the distance of 202.85 feet to the City line to an elevation of 411.54 feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 160.

No. 584

AN ORDINANCE — Re-establishing the grade of the southerly sidewalk of Salisbury street, from Eleanor street to Conway street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That the grade of the southerly sidewalk of Salisbury street, from Eleanor street to Conway street, shall be and the same is hereby re-established as follows, to wit:*

Beginning at the westerly curb line of Eleanor street at an elevation of 418.92 feet; thence rising at the rate of 6 per cent for a distance of 6.5

feet to the westerly line of Eleanor street to an elevation of 419.25 feet; thence rising by steps for a distance of 12 feet to a point to an elevation of 425.25 feet; thence rising at the rate of 3.6 per cent for a distance of 5 feet to a point to an elevation of 425.43 feet; thence rising by steps for a distance of 10 feet to a point to an elevation of 430.43 feet; thence rising at the rate of 5.17 per cent for a distance of 30 feet to a point to an elevation of 431.98 feet; thence rising by steps for a distance of 5 feet to a point to an elevation of 434.48 feet; thence rising at the rate of 6.53 per cent for a distance of 15 feet to a point to an elevation of 435.46 feet; thence rising by steps for a distance of 5 feet to a point to an elevation of 437.96 feet; thence rising at the rate of 6.53 per cent for a distance of 15 feet to a point to an elevation of 438.94 feet; thence rising by steps for a distance of 5 feet to a point to an elevation of 441.44 feet; thence rising at the rate of 9 per cent for a distance of 78 feet to the easterly line of Conway street to an elevation of 448.47 feet.

In the construction of the street the roadway shall conform to the grade of the southerly curb line as re-established by Ordinance No. 100, approved March 23, 1916, and recorded in Ordinance Book Volume 27, Page 112.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 161.

No. 585

AN ORDINANCE — Authorizing and directing the Mayor and the Director of the Department of Public Works to advertise for proposals, and to award a contract or contracts for the construction of main and branch trunk sanitary sewers, including a lateral sanitary sewer connection in certain portions of the Saw Mill Run Drainage Basin, extending along Woodstock street, McKnight street, Banksville avenue, and private properties of C. M. Thurnblaser, Jas. O'H. Denny, Kirk Q. Bigham and W. Wat-

son, and R. E. Bulford, in Union Township, describing the same, and authorizing the setting aside of the sum of one hundred ten thousand (\$110,000.00) dollars from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, for the payment of the cost thereof.

the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders, for the construction of main and branch trunk sanitary sewers, including a lateral sanitary sewer connection, in certain portions of the Saw Mill Run Drainage Basin, as hereinafter described, to wit:

The said main trunk sewer to be constructed along Woodstock street from a point about fifty (50') feet south of Lewis street, to a point about 135 feet north of Woodville avenue, thence westwardly across Woodstock street to the westerly line of Woodstock street at private property of C. M. Thurnblaser, thence continuing westwardly on, over, across and through the said private property of C. M. Thurnblaser, to McKnight street, thence continuing westwardly and northwardly along McKnight street to a connection with the present sewer at a point about 20 feet southeast of Independence street.

Said branch trunk sewer to be constructed on private property of R. E. Bulford in Union Township, by connecting with the existing sewer at a point about 80 feet south of the City Line, thence northwardly on, over, across and through the private property of said R. E. Bulford to the City line, thence continuing northwardly and northwestwardly on, over, across and through private property of Kirk Q. Bigham to Banksville avenue at a point about 160 feet north of the said City line, thence continuing northwestwardly and northwardly along the easterly sidewalk of Banksville avenue to the northerly line of Woodville avenue at the private property of Jas. O'H. Denny, thence continuing northwardly on, over, across and through the said private property of Jas. O'H. Denny, to the southerly line of McKnight street, thence continuing northwardly across McKnight street to a connection with the main trunk sewer on McKnight street.

The said lateral sanitary sewer connection to commence on private property of W. Watson by intercepting

the existing sewer crossing private property of W. Watson, thence on, over, across and through the said private property of W. Watson to Woodstock street, thence continuing southwardly along Woodstock street to the existing sewer on Woodstock street, north of Woodville avenue.

Said main and branch trunk sanitary sewers, and lateral sanitary sewer connection to be constructed in accordance with Plans, Acc. No. D-3171 to D-3176 inclusive, on file in the Bureau of Engineering, Department of Public Works.

The contract or contracts therefor to be awarded for a sum not to exceed one hundred ten thousand (\$110,000.00) dollars, and the Mayor and the Director of the Department of Public Works are hereby authorized and directed to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing said City.

Section 2. That for the payment of the cost thereof the sum of one hundred ten thousand (\$110,000.00) dollars, or so much thereof as may be necessary, is hereby set apart and appropriated from the proceeds of Saw Mill Run Sewer Bonds, Bond Fund Appropriation No. 214, and the Mayor and the City Controller are hereby authorized and directed respectively to issue and countersign warrants drawn on said funds in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 32, Page 162.

No. 586

AN ORDINANCE—Authorizing the taking, using, appropriating and condemning by the City of Pittsburgh of certain property of the German Savings and Deposit Bank, Pittsburgh Railways Company, Pittsburgh & West Virginia Railways Company, Annie E. Ritchie, Conrad Schuck, Louis E. Vierheller, Moses P. and Richard E. Walsh, J. Weinmann, et al.; William

Weinmann, et al.; Mathias Weinmann and West Side Belt Railroad Company, situate in the Nineteenth ward of the City of Pittsburgh and lower St. Clair Township, for public park purposes, and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same. That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for public park purposes, therefore,

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City, and for the use of the same, to have taken, appropriated and condemned for public park purposes in the manner prescribed by law all that certain hereinafter described real estate and property situate in the Nineteenth ward of the City of Pittsburgh and lower St. Clair Township, belonging in part to German Savings and Deposit Bank, in part to Pittsburgh Railways Company, in part to Pittsburgh & West Virginia Railway Company, in part to Annie E. Ritchie, in part to Conrad Schuck, in part to Louis E. Vierheller, in part to Moses P. and Richard E. Walsh, in part to J. Weinmann, et al.; in part to William Weinmann, et al.; in part to Mathias Weinmann and in part to West Side Belt Railroad Company, being as a whole bounded and described as follows:

Beginning at a point on the westerly line of Vale street at the northerly point of Lot No. 314 as laid out in Walsh & Wilbert's Plan of Lots of record in the office of the Recorder of Deeds, etc., for Allegheny County in Plan Book Volume 4, Page 324; thence in a southerly direction along the said westerly line of Vale street for the distance of 363.6 feet to a point on the southerly line of the said plan of lots and property line of the Pittsburgh & West Virginia Railway Company; thence S. 83° 36' E. along line dividing the properties of the Pittsburgh & West Virginia Railway Company and the City of Pittsburgh for the distance of 531.2 feet to an angle point on the said dividing line; thence

continuing along said line S. 4° 59' W. a distance of 590 feet more or less to a point on the southerly line of an unnamed way; thence easterly along the southerly line of said unnamed way 90 feet more or less to Hibbs street; thence southeasterly along the southerly line of Hibbs street 210 feet more or less to the westerly line of Chess street; thence southerly along the westerly line of Chess street a distance of 1075 feet more or less to the southerly line of Weinman street; thence easterly along the southern line of Weinman street a distance of 85 feet, more or less, to the dividing line between lands of Mathias Weinmann and William Weinmann, et al.; thence southerly along dividing line between lands of Mathias Weinmann and William Weinmann, et al., a distance of 72 feet, more or less, to an angle point; thence continuing along said dividing line and said dividing line produced in a southerly direction a distance of 285 feet, more or less, to the westerly line of Southern avenue; thence south along the westerly line of Southern avenue 735 feet, more or less, to the southerly line of Boggs avenue, thence easterly along the southerly line of Boggs avenue a distance of 578 feet, more or less, to the westerly line of Warrington avenue east; thence south along the westerly line of Warrington avenue east a distance of 92 feet, more or less to the northerly line of Quay street; thence continuing in a southerly direction crossing Quay street to a point on the southerly line of Quay street at the dividing line between lands of the Pittsburgh Railways Company and George C. Kaufman; thence in a southwesterly direction along the dividing line between the properties of Pittsburgh Railways Company and George C. Kaufman 220 feet, more or less, to the northerly line of an unnamed 20-foot way; thence in a westerly direction along the northerly line of said way a distance of 260 feet, more or less, to a point in the westerly line of Warburton avenue; thence in a northerly direction along the westerly line of Warburton avenue a distance of 35 feet, more or less, to a point in the dividing line between the properties of West Side Belt Railroad Company and Conrad Schuck, thence in a westerly direction along said dividing line for a distance of 125 feet, more or less, to a point on the westerly line of an unnamed 20-foot way; thence in a northerly direction along

said westerly line of said unnamed 20-foot way for a distance of 60 feet more or less, to the southerly line of Racook street; thence in a westerly direction along the southerly line of Racook street for a distance of 40.2 feet to a point in the line of properties of the West Side Belt Railroad Company and Conrad Schuck; thence in a northwesterly direction along said dividing line for a distance of 160.6 feet to a point on the southerly line of Quay street; thence in a westerly direction along said southerly line of Quay street for a distance of 22 feet to a point on the westerly line of Crane avenue; thence along the said westerly line of Crane avenue to the easterly line of property and right of way of the West Side Belt Railroad Company; thence northwardly along the said easterly line of the property and right of way of the West Side Belt Railroad Company to a point common to the properties of Mathias Weinmann, the Pittsburgh & West Virginia Railway Company and the West Side Belt Railroad Company; thence along the line dividing the properties of Mathias Weinmann and the Pittsburgh & West Virginia Railway Company N. 15° 32' E. for a distance of 77 feet, more or less, to a point distant 190 feet eastwardly from the monumented center line of the West Side Belt Railroad Company; thence in a northwesterly direction by a line parallel with and 190 feet eastwardly from the said monumented center line of the West Side Belt Railroad Company to the southerly line of Vale street; thence in an easterly direction along said southerly line of Vale street for a distance of 403 feet, more or less, to an angle in said street at the place of beginning.

Section 2. The rights of the Pittsburgh Railways Company to maintain and use for street railway purposes the viaduct as now constructed over property covered by this ordinance are reserved unto said company.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 164.

No. 587

AN ORDINANCE—Authorizing the taking, using, appropriating and

condemning by the City of Pittsburgh of certain property of Christian Burkel, George Columbus and Clara M., his wife; S. A. Craig, Donald Coutts and Ottelia, his wife; Thomas H. Davis, Alexander Dempster, William W. Ford, W. W. Ford, Fairhaven Building and Loan Association, Daniel E. Gallagher and Paulina, his wife; James F. Gilson, J. E. Carrigan, Charles R. Gisler, William Joseph Graney, Frederick Hampe, Robert E. Heber, Eva I. Jamieson, John King and Mary E., his wife; Mary M. Loughran, J. L. Lewis, Mrs. Minnie Lindsay, George H. Lepper, Guy A. Murphy, Stefan Machaj and Stefania, his wife; John H. Miller and Edna, his wife; John C. Miller, Victor H. Myers and Alta, his wife; W. Miller, H. R. Miller, James L. McKee, J. M. McClaren, Pennsylvania Savings Fund and Loan Association, Pittsburgh & West Virginia Railway Company, H. Rautenstrauch, J. Schafer, Leo J. Sweeney and Irene J., his wife; Mrs. A. Steel, Cvijan Valemirovich and Draga, his wife; J. Williams, Heirs and J. B. Zimmerman, situate in the Eighteenth ward of the City of Pittsburgh, for public park purposes and authorizing the Director of the Department of Public Works of the City of Pittsburgh to take the necessary proceedings therefor.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same That the City of Pittsburgh deems it proper and expedient to exercise the power of eminent domain vested in the said corporation for the acquisition by it of the real estate hereinafter mentioned and described to be used for public park purposes, therefore.

The Director of the Department of Public Works of the City of Pittsburgh is hereby authorized and directed to proceed in the name, and on behalf of said City, and for the use of the same, to have taken, appropriated and condemned for public park purposes in the manner prescribed by law all that certain hereinafter described real estate and property situate in the Eighteenth ward of the City of Pittsburgh belonging in part to Christian Burkel, in part to George Columbus and Clara M., his wife; in part to S. A. Craig, in part to Donald Coutts and Ottelia, his wife; in part to Thomas H. Davis, in part to Alexander Dempster, in part to William W. Ford, in part to W. W. Ford, in part to Fairhaven

Building and Loan Association, in part to Daniel E. Gallagher and Paulina, his wife; in part to James F. Gilson, in part to J. E. Carrigan, in part to Charles R. Gistler, in part to William Joseph Graney, in part to Frederick Hampe, in part to Robert E. Heber, in part to Eva I. Jamieson, in part to John King and Mary E., his wife; in part to Mary M. Loughran, in part to J. L. Lewis, in part to Mrs. Minnie Lindsay, in part to George H. Lepper, in part to Guy A. Murphy, in part to Stefan Machaj and Stefania, his wife; in part to John R. Miller and Edna, his wife; in part to John C. Müller, in part to Victor H. Myers and Alta, his wife; in part to W. Miller, in part to H. R. Miller, in part to James L. McKee, in part to J. M. McClaren, in part to Pennsylvania Savings Fund and Loan Association, in part to Pittsburgh & West Virginia Railway Company, in part to H. Rautenstrauch, in part to J. Schafer, in part to Leo J. Sweeney and Irene J., his wife; in part to Mrs. A. Steel, in part to Cvijan Valemirovich and Draga, his wife; in part to J. Williams, Heirs and J. B. Zimmerman, being as a whole bounded and described as follows:

Beginning at a point on the southerly line of Kaiser Place Plan of Lots of record in the office of the Recorder of Deeds, etc., for Allegheny County in Plan Books Volume 22, Pages 8 and 9, at its intersection with the westerly line of Warrington avenue west as laid out in said plan; thence along the southerly line of said plan of lots and said line produced in an easterly direction for a distance of 392 feet, more or less, to a point in the dividing line between property of Frederick Hampe and the City of Pittsburgh (McKinley Park); thence along the line of McKinley Park S. 1° 28' W. for the distance of 375 feet, more or less, to a point in the dividing line between McKinley Park and property of James F. Gilson; thence in an easterly direction along the dividing line between McKinley Park and the property of James F. Gilson for a distance of 110 feet, more or less, to the dividing line between properties of James F. Gilson and Alexander Dempster; thence in a southeasterly direction along the dividing line between the properties of Alexander Dempster and James F. Gilson a distance of 230 feet, more or less, to a point on the easterly side of Warrington avenue west as laid out in the Boggs Place Plan of Lots as amended of record in the office of

the Recorder of Deeds, etc., for Allegheny County, Plan Book Volume 14, Pages 142 and 143; thence in a southeasterly direction along the easterly line of Warrington avenue west for a distance of 810 feet, more or less, to a point on the line dividing the properties of James L. McKee and Alexander Dempster; thence continuing in a southeasterly direction on the line dividing said properties for a distance of 90 feet, more or less, to a point on the center line of Intervale street produced, as shown on the said Boggs Place Plan of Lots as amended; thence in a westerly direction along said center line of Intervale street produced for a distance of 35 feet, more or less, to the easterly line of Warrington avenue west; thence in a southerly direction along the easterly line of Warrington avenue west, as shown on said Boggs Place Plan of Lots as amended, for a distance of 1,020 feet, more or less, to the center line of Frantum street, as shown on said Boggs Place Plan of Lots as amended; thence to the southwesterly intersection of said Frantum street and Warrington avenue west, as shown on the Zimmerman Park Plan of Lots, of record in the office of the Recorder of Deeds, etc., for Allegheny County, Plan Book Volume 11, Pages 22 and 23; thence in a southerly direction along the said westerly line of Warrington avenue west for a distance of 810 feet, more or less, to the line dividing Lots Nos. 58 and 59 in said Zimmerman Park Plan of Lots; thence southwesterly along the dividing line between lots Nos. 58 and 59 for a distance of 126.67 feet to a point in said dividing line at the intersection of the easterly line of Ensign street produced from Edgebrook avenue to the first angle north of Edgebrook avenue; thence along the easterly line of Ensign street produced, as last above described, and the easterly line of Ensign street, S. 15° 00' E. for a distance of 679.87 feet to the northerly line of Edgebrook avenue; thence westerly along the northerly line of Edgebrook avenue for a distance of 239.89 feet to the easterly line of Timberland avenue; thence northwesterly along the easterly side of Timberland avenue a distance of 140 feet more or less, to the property of the West Side Belt Railroad Company; thence in a northerly direction along the easterly line of the right of way and property of the said West Side Belt Railroad Company to a point on the westerly side of Timberland avenue, as shown on the said Boggs

Place Plan of Lots as amended on the line dividing the properties of said West Side Belt Railroad Company and Andreas Enders; thence continuing along the said westerly line of Timberland avenue for a distance of 200 feet, more or less, to a point on the northerly line of said plan; thence in a westerly direction along said northerly line of said plan of lots for a distance of 207 feet, more or less, to the easterly right of way line of said West Side Belt Railroad Company; thence in a northerly direction along the easterly right of way line of the said West Side Belt Railroad Company to a point on the southerly line of the aforesaid Kaiser Place Plan of Lots produced; thence in an easterly direction along the said southerly line of the said Kaiser Place Plan of Lots and said line produced for a distance of 330 feet, more or less, to the place of beginning.

And the City of Pittsburgh does hereby elect and resolve to take, use, appropriate and condemn the said real estate and property for the purposes aforesaid, the damages therefor not having been agreed upon between the said City and the said owners.

Section 2. All rights that the Pittsburgh & Castle Shannon Railroad Company may now have in any property covered by this ordinance and now used for the operation and maintenance of its railroad are reserved unto said company.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 12, 1921.

Approved December 23, 1921.

Ordinance Book 33, Page 166.

No. 588

AN ORDINANCE—Authorizing the Director of the Department of Public Works to extend the grading of hillside, building of retaining wall and otherwise improving Bigelow Boulevard, Contract No. 943, entered into with M. O'Herron Company on March 31, 1920, and authorizing the setting aside of the sum of \$5358.17 from Appropriation No. 191, proceeds of the sale of Bigelow Boulevard Bonds, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That* the Director of the Department of Public Works shall be and he is hereby authorized and directed to extend the grading of hillside, building of retaining wall and otherwise improving Bigelow Boulevard Contract No. 943, entered into with M. O'Herron Company on March 31, 1920.

Section 2. That for the payment of the cost of the extension of said improvement the sum of \$5358.17 shall be and the same is hereby set apart and appropriated from Appropriation No. 191, proceeds of the sale of Bigelow Boulevard Improvement Bonds and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of the extension of said improvement.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 19, 1921.

Approved December 28, 1921.

Ordinance Book 33, Page 169.

No. 589

AN ORDINANCE—Appropriating, transferring and setting over to Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, from Code Account No. 42 Contingent Fund, the sum of \$11,500.00, being an unexpended balance of the sum of \$25,000.00 set aside and appropriated for contracts under and by virtue of an ordinance entitled, "An Ordinance providing for the letting of contracts for certain changes and improvements on portions of the north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles," approved June 6, A. D. 1921, and recorded in Ordinance Book Volume 32, Page 411.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

there is hereby appropriated, transferred and set over to Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, from Code Account No. 42, Contingent Fund, the sum of \$11,500.00, being an unexpended balance remaining in said Code Account No. 42, Contingent Fund, of the sum of \$25,000.00 set over and appropriated for certain changes and improvements under and by virtue of an ordinance entitled, "An Ordinance providing for the letting of contracts for certain changes and improvements on portions of the north side of the Monongahela Wharf and the south side of the Allegheny Wharf in the interest of traffic regulations and parking of automobiles and other vehicles," approved June 6, A. D. 1921, and recorded in Ordinance Book Volume 32, Page 411, and that the City Controller shall be and he is hereby authorized, empowered and directed to transfer and set over to said Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, from said Code Account No. 42, Contingent Fund, the sum of \$11,500.00.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 19, 1921.

Approved December 28, 1921.

Ordinance Book 33, Page 169.

No. 590

AN ORDINANCE—Fixing the width and position of the sidewalks and roadway, and re-establishing the grade of East street, from Tripoli street to Royal street.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the width and position of the sidewalks and roadway, and the grade of the easterly curb line of East street, from Tripoli street to Royal street, shall be and the same are hereby fixed and re-established as follows, to wit:

The easterly sidewalk, from Tripoli street to Madison avenue, shall have a uniform width of 7.77 feet; and from Madison avenue to Royal street, shall have a uniform width of 8.00 feet and shall lie along and parallel the easterly street line.

The westerly sidewalk, from Tripoli street to North avenue east, shall have a uniform width of 8.00 feet; from North avenue east to a point 100.00 feet north of the north line of North avenue east shall have a uniform width of 6.00 feet; from the last mentioned point to Royal street shall have a uniform width of 8.00 feet and shall lie along and parallel the westerly street line.

The roadway shall have a uniform width of 44.00 feet and shall occupy the central portion of the street lying between the sidewalks as above described.

Section 2. The grade of the easterly curb line shall begin at the northerly curb line of Tripoli street at an elevation of 81.73 feet; thence rising at the rate of 5 per cent for a distance of 108.82 feet to a point of curve to an elevation of 87.17 feet; thence by a convex parabolic curve for a distance of 47.20 feet to the southerly curb line of North avenue east to an elevation of 88.35 feet; thence level to the northerly curb line of North avenue east; thence by a convex parabolic curve for a distance of 24.00 feet to a point of tangent to an elevation of 88.50 feet; thence falling at the rate of 0.83 per cent for a distance of 903.76 feet to the northerly curb line of Murat street to an elevation of 81.00 feet; thence rising at the rate of 1.08 per cent for a distance of 590.34 feet to the easterly curb line of Madison avenue to an elevation of 87.37 feet; thence rising at the rate of 2.25 per cent for a distance of 719.95 feet to a point of curve to an elevation of 103.57 feet; thence by a convex parabolic curve for a distance of 60.00 feet to a point of tangent to an elevation of 104.67 feet; thence rising at the rate of 1.43 per cent for a distance of 386.55 feet to a point of curve to an elevation of 110.20 feet; thence by a concave parabolic curve for a distance of 30.00 feet to a point of tangent to an elevation of 110.71 feet; thence rising at the rate of 2 per cent for a distance of 564.42 feet to the southerly curb line of Royal street to an elevation of 122.00 feet.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 19, 1921.

Approved December 28, 1921.

Ordinance Book 33, Page 170.

No. 591

AN ORDINANCE—Making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the fiscal year beginning January 1st, 1922, and ending December 31st, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the revenues of said City derived from taxes and other sources during the fiscal year beginning January 1st, 1922, and ending December 31st, 1922, are hereby appropriated in the sum of \$18,558,099.28 to pay the expenses of conducting the public business of the City of Pittsburgh and meeting the debt charges thereof during said fiscal year beginning January 1st, 1922, and ending December 31st, 1922, and all encumbered balances of appropriations remaining open on the books of the City Controller at the close of the fiscal year shall be and the same are hereby ordered to be cancelled, except such amounts as shall be specially requested by letter from the Director or Chairman of the special activity having the matter in charge, certifying that the amounts requested are required for the purpose for which specifically appropriated, or such amounts as shall be directed to be carried over to the fiscal year 1922 by ordinance or resolution of Council.

Section 2. No liability shall be incurred against any appropriation item in excess of the unencumbered balance thereof, and said appropriation items shall be administered subject to and in conformity with the following terms and conditions:

(a) The heads of the several departments shall prepare their several payrolls for audit by the Controller in accordance with the items of the ordinance establishing the respective positions and rates of compensation, and no payroll shall be approved by the Controller unless the incumbents and the rates of compensation agree with the item of said ordinance.

(b) There shall be affixed to all payrolls a certificate made by the person preparing such payrolls to the effect that there is a time record on file in said department certified to by a person or persons having knowledge of the facts, showing the character of services and the exact time of employment of each person named

in the payroll, and that the distribution of the time as shown on the payroll, is in accordance with such time records.

(c) No transfer shall be made from one appropriation item to another except by resolution of Council, and such resolution shall in each case set forth the reasons for such request, and be accompanied by a certification from the Controller stating that there is a sufficient balance unencumbered and available in the appropriation item from which the transfer is to be made.

(d) All appropriations herein other than for personal service are made under the following conditions:

(1) In so far as practicable, all contracts and open market orders for purchases to be charged against such appropriations shall be based upon specifications which are definite and certain as to character and quality and which conform with such standard specifications as may be established by Council.

(2) In so far as such standard specifications may be established by Council, the Controller at the time of certification of contracts shall also certify that the specifications therefor are in conformity with those previously adopted as standard.

(3) All open market orders issued for supplies, materials, equipment or machinery, for which standard specifications shall have been prescribed, shall contain a description of what is ordered which conforms with such standard specifications.

Section 3. The Director of the Department of Supplies is hereby authorized and directed to provide upon requisition by the head of any department, all necessary supplies, materials, equipment and machinery for such department; provided however, that no requisition of any department shall be filled by the Director of the Department of Supplies in excess of the unencumbered balance of the appropriation properly chargeable. Payments on account of direct purchases shall be made from the amounts herein appropriated therefor respectively. Purchases made by the Director of the Department of Supplies to go into stores shall be paid for from the fund provided for such purposes, and when and as directed by the Controller said fund shall be reimbursed from other appropriations to the extent of deliveries made from stores.

Section 4. The head of each department is hereby directed to furnish Council, within fifteen days after the close of each quarter, the following statements, which shall be made on forms to be prescribed by the Controller:

(a) Work accomplished or services rendered during the quarter and the cost thereof, on a consumption basis, classified according to the standard budget titles.

(b) Number of units of work or services in all cases where work or service can be measured in units and the average cost per unit on a consumption basis.

(c) Inventory of supplies, materials and equipment:

(1) On hand at beginning of quarter.

(2) Purchased or received from general stores during quarter.

(3) Consumed or used during quarter.

(4) On hand at end of quarter.

Section 5. For purposes of administration and accounting control, the code symbols indicated herein shall be considered as part of the appropriation titles:

Code Acct. Number	Class	Amount Appropriated	Total
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COUNCIL AND CITY CLERK

1-A-13a—Council.

1001-A	1	Salaries, regular employees.....	\$58,500.00
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1-A-13b—City Clerks

1002-A	1	Salaries, regular employees.....	14,610.00
1003-B		Miscellaneous Services	25,000.00
1004-C		Supplies	10,000.00
1005-F		Equipment	1,000.00
1006-M		Contingent Fund.....	1,000.00

Building Code Committee

1-A-13c—Legislative Investigations.

1007-A	1	Salaries, regular employees.....	5,100.00
1008-B		Miscellaneous Services	1,000.00
1009-C		Supplies	1,000.00

Division of Investigation

1014-M		Investigation Fund	10,000.00
			<u>\$127,210.00</u>

MAYOR'S OFFICE

1-B-14a—Mayor.

1015-A	1	Salaries, regular employees.....	34,270.00
1016-B		Miscellaneous Services	900.00
1017-C		Supplies	6,000.00
1018-E		Repairs	25.00
1019-F		Equipment	500.00
1020-M		Efficiency Fund	10,000.00

1-C-19a—Police Magistrates.

1021-A	1	Salaries, regular employees	19,860.00
1022-B		Miscellaneous Services	240.00
1023-C		Supplies	350.00
1024-F		Equipment	50.00

Code Acct. Number	Class	Amount Appropriated	Total
Morals Court			
1025-A	1 Salaries, regular employees	8,060.00	
1026-B	Miscellaneous Services	100.00	
1027-C	Supplies	150.00	
Traffic Court			
1028-A	1 Salaries	5,500.00	
1029-C	Supplies	1,000.00	
			\$87,005.00
Municipal Garage and Repair Shop			
1X-76f—Incidental Operating Accounts.			
1030-A	1 Salaries, regular employees	17,100.00	
1031-A	3 Wages, regular employees	50,000.00	
1032-B	Miscellaneous Services	660.00	
1033-C	Supplies	28,870.00	
1034-D	Materials—fire apparatus	20,410.00	
1035-D	Materials—general	20,000.00	
1036-E	Repairs—Fire apparatus	15,000.00	
1037-E	Repairs—General	5,000.00	
1038-F	Equipment and Machinery	5,000.00	
1039-G	Exposition Building Improvements.....	5,000.00	
B-105e—Firemen's Disability Fund.			
1040-L	Firemen's Disability Fund.....	60.00	
			\$167,100.00
Supervisor of City Stables			
1X-76g—Incidental Operating Accounts.			
1041-A	1 Salaries, regular employees	5,670.00	
1042-B	Miscellaneous Services	18,000.00	
1043-C	Supplies	55,000.00	
1044-F	Equipment	500.00	
			\$79,170.00
City Architect			
1X-76b—City Architect.			
1045-A	1 Salaries, regular employees	15,990.00	
1046-B	Miscellaneous Services	65.00	
1047-C	Supplies	125.00	
			\$16,180.00
Transit Commission			
1?B-17h—Traffic Investigation.			
1048-A	1 Salaries, regular employees	7,950.00	
1049-B	Miscellaneous Services	200.00	
1050-C	Supplies	500.00	
			\$8,650.00
Total, Mayor's Office			\$358,105.00

Code Acct. Number	Class	Amount Appropriated	Total
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DEPARTMENT OF CITY CONTROLLER

1-B-15a—Controller.

1051-A	1	Salaries, regular employees	49,080.00
1052-B		Miscellaneous Services	500.00
1053-C		Supplies	2,000.00
1054-E		Repairs	100.00
1055-F		Equipment	350.00

1-B-15f—Other Finance Accounts.

1056-B		Registrars' Fees and Debt Statements	5,000.00
1057-B		Attorney's Fees, Bond Issues	2,500.00

\$59,530.00

Bureau of Accounting Revision

1-B-15b—Special Accounting.

1058-A	1	Salaries, regular employees.....	16,050.00
1059-B		Miscellaneous Services	125.00
1060-C		Supplies	2,000.00
1061-E		Repairs	50.00
1062-F		Equipment	150.00

\$18,375.00

Total, Department of City Controller.....\$77,905.00

DEPARTMENT OF TREASURER

1-B-15c—Treasurer.

1063-A	1	Salaries, regular employees	46,760.00
1064-A	2	Salaries, temporary employees	14,750.00
1065-B		Miscellaneous Services	5,000.00
1066-C		Supplies	6,000.00
1067-E		Repairs	300.00
1068-F		Equipment	500.00

\$73,310.00

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES

1-B-15c—Collection of Revenue.

1069-A	1	Salaries, regular employees.....	23,400.00
1070-B		Miscellaneous Services	1,500.00
1071-B		Advertising delinquent taxes.....	21,000.00
1072-C		Supplies	1,200.00
1073-E		Repairs	60.00
1074-F		Equipment	120.00

\$47,280.00

DEPARTMENT OF LAW

1-B-16a—City Solicitor.

1075-A	1	Salaries, regular employees.....	45,930.00
1079-B		Miscellaneous Services	8,600.00
1077-B		Witness fees	22,500.00

Code Acct. Number	Class	Amount Appropriated	Total
1078-C	Supplies	1,400.00	
1079-F	Equipment	1,000.00	
1080-M	Preparing and prosecuting litigation against Public Service Companies	25,000.00	
	1X-77a—Settlement for Personal Injuries, Etc.		
1081-M	Petty Claims Fund	1,500.00	
			\$105,930.00

Division of Municipal Improvements

V-44a—Rights of Way—Roadways.

1082-A	Salaries, regular employes	11,610.00	
1083-B	Miscellaneous Services	4,000.00	
1084-C	Supplies	360.00	
1086-F	Equipment	150.00	
	100-f—Miscellaneous Investments		
1087-H	Purchase of Land—Sheriff's Sales	500.00	
			\$16,620.00

Bureau of Public Improvements

V-44a—Rights of Way—Roadways.

1088-A	1 Salaries, regular employes	18,060.00	
1089-B	Miscellaneous Services	2,775.00	
1090-C	Supplies	650.00	
1092-F	Equipment	600.00	
			\$22,085.00

Total, Department of Law \$144,635.00

DEPARTMENT OF ASSESSORS

1-B-15d—Assessment and Levy Revenue.

1093-A	1 Salaries, regular employes	84,120.00	
1094-A	2 Salaries, temporary employes	1,100.00	
1095-B	Miscellaneous Services	250.00	
1096-C	Supplies	1,800.00	
1097-E	Repairs	75.00	
			\$87,345.00

CIVIL SERVICE COMMISSION

1-B-17b—General Executive.

1100-M	Maintenance Fund	21,000.00	
			\$21,000.00

DEPARTMENT OF CITY PLANNING

1-B-17f—General Executive.

1107-A	1 Salaries, regular employes	19,170.00	
1108-B	Miscellaneous Services	2,450.00	
1109-C	Supplies	4,075.00	

Code Acct. Number	Class	Amount Appropriated	Total
1110-E	Repairs	75.00	
1111-F	Equipment	900.00	
			\$26,670.00

ART COMMISSION

1-B-17a—General Executive.

1113-A	1 Salaries, regular employes	2,400.00	
1114-B	Miscellaneous Services	625.00	
1115-C	Supplies	50.00	
1116-E	Repairs	25.00	
1117-F	Equipment	50.00	
			\$3,150.00

DEPARTMENT OF SUPPLIES

1X-76c—Purchase and Distribution of Supplies.

1126-A	1 Salaries, regular employes.....	34,730.00	
1128-B	Miscellaneous Services	4,400.00	
1129-C	Supplies	1,700.00	
1130-D	Materials	150.00	
1131-E	Repairs	300.00	
1132-F	Equipment	850.00	
			\$42,130.00

BOARD OF WATER ASSESSORS

X-81—Water Supply Systems.

1141-A	1 Salaries, regular employes	58,780.00	
1142-B	Miscellaneous Services	164,400.00	
1143-C	Supplies	2,000.00	
1144-D	Materials	10.00	
1145-E	Repairs	100.00	
1146-F	Equipment	400.00	
			\$225,690.00

CARNEGIE FREE LIBRARY—NORTH SIDE.

V11-67—Libraries.

1147-A	1 Salaries, regular employes	38,470.00	
1148-A	3 Wages, regular employes	3,975.00	
1149-B	Miscellaneous Services	790.00	
1150-C	Supplies	4,000.00	
1151-D	Materials	90.00	
1152-E	Repairs	4,325.00	
1153-F	Equipment	13,800.00	
			\$65,450.00

WOODS RUN BRANCH.

1154-A	1 Salaries, regular employes.....	4,170.00	
1156-B	Miscellaneous Services	690.00	
1157-C	Supplies	200.00	
1158-F	Equipment	3,250.00	
			\$8,310.00

Total Carnegie Free Library—North Side.....\$73,760.00

Code Acct. Number	Class	Amount Appropriated	Total
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DEPARTMENT OF PUBLIC HEALTH—GENERAL OFFICE.

111-30—Administration.

1201-A	1	Salaries, regular employees.....	14,860.00	
1202-B		Miscellaneous Services	100.00	
1203-C		Supplies	200.00	
1204-E		Repairs	20.00	
1205-F		Equipment	140.00	
				\$15,320.00

Bureau of Infectious Diseases.

111-32-c—Other Treatment and Prevention of Communicable Diseases.

1206-A	1	Salaries, regular employees	10,660.00	
1207-B		Miscellaneous Services	1,170.00	
1208-C		Supplies	225.00	
1209-E		Repairs	15.00	
1210-F		Equipment	35.00	
				\$12,105.00

Division of Registration.

111-31—Vital Statistics.

1212-A	1	Salaries, regular employees	3,630.00	
1213-B		Miscellaneous Services	630.00	
1214-C		Supplies	90.00	
1215-E		Repairs	10.00	
				\$4,360.00

Division of Transmissible Diseases.

111-32c—Other Treatment and Prevention of Communicable Diseases.

1216-A	1	Salaries, regular employees	39,720.00	
1217-A	4	Wages, temporary employees	3,380.00	
1218-B		Miscellaneous Services	2,000.00	
1219-C		Supplies	25,000.00	
1220-D		Materials	20.00	
				\$70,120.00

Division of Bacteriology.

111-30—Administration.

1221-A	1	Salaries, regular employees	18,120.00	
1222-A	3	Wages, regular employees	975.00	
1223-B		Miscellaneous Services	430.00	
1224-C		Supplies	1,900.00	
1225-D		Materials	30.00	
1226-E		Repairs	95.00	
1227-F		Equipment	1,065.00	
				\$22,615.00

Tuberculosis Hospital.

111-32a—Tuberculosis Hospital, Etc.

1228-A	1	Salaries, regular employees	41,640.00	
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Code Acct. Number	Class	Amount Appropriated	Total
1229-A	3 Wages, regular employees	9,720.00	
1230-B	Miscellaneous Services	390.00	
1231-C	Supplies	43,080.00	
1232-D	Materials	870.00	
1233-E	Repairs	120.00	
1234-F	Equipment and Machinery	2,400.00	
			\$98,140.00

Municipal Hospital.

111-32b—Other Hospitals for Communicable Diseases.

1235-A	1 Salaries, regular employees	41,340.00	
1236-A	2 Salaries, temporary employees	1,880.00	
1237-A	3 Wages, regular employees	15,350.00	
1238-B	Miscellaneous Services	790.00	
1239-C	Supplies	34,000.00	
1240-D	Materials	1,000.00	
1241-E	Repairs	1,660.00	
1242-F	Equipment and Machinery	5,230.00	
			\$100,750.00

Total, Bureau of Infectious Diseases.....\$308,090.00

Bureau of Child Welfare.

111-33—Conservation of Child Life.

1243-A	1 Salaries, regular employees	107,530.00	
1244-A	4 Wages, temporary employees	8,750.00	
1245-B	Miscellaneous Services	3,900.00	
1246-C	Supplies	26,000.00	
1247-E	Repairs	25.00	
1248-F	Equipment	25.00	
			\$141,230.00

Bureau of Smoke Regulation.

1v-41a—Smoke Prevention.

1249-A	1 Salaries, regular employees	13,050.00	
1250-A	4 Wages, temporary employees	300.00	
1251-B	Miscellaneous Services	440.00	
1252-C	Supplies	350.00	
1253-E	Repairs	30.00	
1254-F	Equipment	50.00	
			\$14,220.00

Bureau of Sanitation.

1v-41d—Administration.

1255-A	1 Salaries, regular employees	7,540.00	
1256-A	3 Wages, regular employees	10,130.00	
1257-B	Miscellaneous Services	300.00	
1258-C	Supplies	200.00	
1259-E	Repairs	10.00	
1260-F	Equipment	10.00	

Code Acct. Number	Class	Amount Appropriated	Total
	1v-37b—Refuse Collection.		
	1v-38—Refuse Disposal.		
1261-B	Garbage and Rubbish Disposal	1,525,000.00	
			\$1,543,190.00
	Division of Plumbing and House Drainage.		
	11-27-h—Plumbing Inspection.		
1262-A	1 Salaries, regular employees	29,040.00	
1263-A	4 Wages, temporary employees	500.00	
1264-B	Miscellaneous Services	680.00	
1265-C	Supplies	530.00	
1267-E	Repairs	10.00	
1268-F	Equipment	5.00	
			\$30,765.00
	Division of Housing and Sanitary Inspection.		
	1v-41-b—Sanitary Inspection.		
1269-A	1 Salaries, regular employees	57,840.00	
1270-B	Miscellaneous Services	60.00	
1271-C	Supplies	250.00	
1274-F	Equipment	10.00	
			\$58,160.00
	Total, Bureau of Sanitation.....		\$1,632,115.00
	Bureau of Food Inspection.		
	111-34c—Food Inspection and Regulation.		
1275-A	1 Salaries, regular employees	7,360.00	
1276-B	Miscellaneous Services	85.00	
1277-C	Supplies	60.00	
			\$7,505.00
	Division of Dairy Inspection.		
	111-34a—Dairy Control.		
1281-A	1 Salaries, regular employees	18,000.00	
1283-B	Miscellaneous Services	11,000.00	
1284-C	Supplies	100.00	
			\$29,100.00
	Division of Meat Inspection.		
	111-34b—Other Food Regulation.		
1288-A	1 Salaries, regular employees	14,760.00	
1289-B	Miscellaneous Services	350.00	
1290-C	Supplies	30.00	
			\$15,140.00
	Division of Milk and Miscellaneous Food Inspection.		
	111-34c—Milk and Other Food Control.		
1291-A	1 Salaries, regular employees	21,540.00	

Code Acct. Number	Class	Amount Appropriated	Total
1292-A 3	Wages, regular employees	1,920.00	
1293-B	Miscellaneous Services	400.00	
1294-C	Supplies	250.00	
1297-E	Repairs	25.00	
1298-F	Equipment	175.00	
			\$24,310.00
Total, Bureau of Food Inspection.....			\$76,055.00
Total, Department of Public Health.....			\$2,187,030.00

DEPARTMENT OF CHARITIES—GENERAL OFFICE.

VL-54—General Supervision of Charities.

1301-A 1	Salaries, regular employees	18,200.00
1302-B	Miscellaneous Services	2,650.00
1303-C	Supplies	250.00
1304-E	Repairs	50.00
1305-F	Equipment	45.00

VL-55a—Medical Service, by City Direct.

1306-A 1	Salaries, regular employees	13,860.00
1307-C	Supplies	600.00

VI-55b—Other by City Direct.

1308-B	Quarantine Relief and Burials	8,000.00
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VI-56b—Other Civil Divisions.

1310-B	Care of Patients in Other Districts.....	300.00
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VI-57b—Care of Children—Other Civil Divisions.

1311-B	Care of Feeble-Minded Patients	5,875.00
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VI-58a—Other Charities—Undistributed Cost.

1313-B	Transportation	900.00
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VI-59c—Hospitals and Private Associations.

1314-B	Pasteur Treatment	1,000.00
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VI-60—Insane in Institutions.

1315-B	State Asylums	265.00	\$51,995.00
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Mayview City Home and Hospitals.

111-32a—Tuberculosis Hospital.

VI-56a—Poor in Institutions of City.

VI-60—Insane Institutions.

1316-A 1	Salaries, regular employees	150,000.00
1317-A 3	Wages, regular employees	32,000.00
1318-A 4	Wages, temporary employees	8,300.00
1319-B	Miscellaneous Services	3,100.00

Code Acct. Number	Class	Amount Appropriated	Total
1320-C	Supplies	230,000.00	
1321-D	Materials	10,000.00	
1322-D	Special Materials	15,000.00	
1323-E	Repairs	1,450.00	
1324-F	Equipment and Machinery	17,500.00	
1326-F	Special Equipment	5,000.00	
1328-E	Special repairs	10,000.00	
			\$482,350.00

Mayview Coal Mine.

IX-76a—Coal Mine.

1351-A	1	Salaries, regular employees	2,400.00	
1352-A	3	Wages, regular employees	41,000.00	
1353-C		Supplies	230.00	
1354-D		Materials	2,680.00	
1355-E		Repairs	500.00	
1356-F		Equipment and Machinery	500.00	
				\$47,310.00
		Total, Department of Charities		\$581,655.00

DEPARTMENT OF PUBLIC SAFETY—GENERAL OFFICE.

11-22—General Supervision.

1426-A	1	Salaries, regular employees	45,440.00	
1428-A	3	Wages, regular employees	36,500.00	
1429-B		Miscellaneous Services	800.00	
1430-C		Supplies	8,000.00	
1431-D		Materials	100.00	
1432-E		Repairs	100.00	
1433-F		Equipment	140.00	
				\$91,080.00

Division of Accounts and Permits.

1434-A	1	Salaries, regular employees	15,870.00	
				\$15,870.00

Division of Weights and Measures

11-27a—Inspection of Weights and Measures.

1435-A	1	Salaries, regular employees	15,030.00	
1436-B		Miscellaneous Services	180.00	
1437-C		Supplies	145.00	
1438-E		Repairs	10.00	
1439-F		Equipment	75.00	
				\$15,440.00

Division of Boiler Inspection.

11-27c—Boiler Inspection.

1440-A	1	Salaries, regular employees	6,000.00	
1441-B		Miscellaneous Services	75.00	
1442-C		Supplies	100.00	
				\$6,175.00

Total, General Office	\$128,565.00
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Code Acct. Number	Class	Amount Appropriated	Total
Bureau of Police			
II-23—Police Department.			
1444-A	1 Salaries, regular employees.....	1,750,000.00	
1445-A	3 Wages, regular employees.....	48,840.00	
1446-A	4 Wages, temporary employees.....	4,450.00	
1447-B	Miscellaneous Services	9,000.00	
1448-B	Carfare	2,000.00	
1449-C	Supplies	10,000.00	
1450-D	Materials	2,500.00	
1455-E	Repairs	2,000.00	
1456-F	Horses	1,000.00	
1457-F	Equipment and Machinery.....	12,000.00	
1458-O	Refunds for Uniforms.....	200.00	
II-23d—Dog Pound.			
1460-B	Miscellaneous Services	10,000.00	
			\$1,851,990.00

Bureau of Fire			
II-24a—Fire Department.			
1461-A	1 Salaries, regular employees	1,590,000.00	
1462-A	3 Wages, regular employees	3,505.00	
1463-B	Miscellaneous Services	3,000.00	
1464-C	Supplies	15,000.00	
1465-D	Materials	3,500.00	
1466-E	Repairs	10,000.00	
1468-F	Equipment and Machinery	66,000.00	
1469-F	Fire Hose	15,000.00	
B-105c—Firemen's Disability Fund.			
1470-L	Firemen's Disability Fund	28,470.00	
			\$1,734,475.00

Bureau of Electricity			
II-28a—Undistributed Cost.			
1472-A	1 Salaries, regular employees.....	74,520.00	
1473-B	Miscellaneous Services	25,000.00	
1474-C	Supplies	1,000.00	
1475-D	Materials	8,000.00	
1476-E	Repairs	100.00	
1477-F	Equipment and Machinery	3,000.00	
1478-G	Miscellaneous conduit construction.....	1,000.00	
1479-G	Structural and Non-structural improvements..	6,200.00	
B-105c—Firemen's Disability Fund.			
1480-L	Firemen's Disability Fund	1,140.00	
			\$119,960.00

Bureau of Building Inspection			
II-27d—Building Inspection.			
1481-A	1 Salaries, regular employees	80,080.00	

Code Acct. Number	Class	Amount Appropriated	Total
1482-B	Miscellaneous Services	1,500.00	
1483-C	Supplies	500.00	
1484-D	Materials	50.00	
1485-E	Repairs	50.00	
1486-F	Equipment	100.00	
B-105c—Firemen's Disability Fund.			
1487-L	Firemen's Disability Fund	300.00	
			\$ 82,580.00

Total, Department of Public Safety.....\$3,917,570.00

DEPARTMENT OF PUBLIC WORKS—DIRECTOR'S OFFICE

I-B-17c—General Executive.

1501-A	1	Salaries, regular employees.....	17,300.00	
1502-B		Miscellaneous Services	300.00	
1503-C		Supplies	300.00	
1504-E		Repairs	75.00	
1505-F		Equipment	315.00	
				\$18,290.00

Division of Accounting.

1506-A	1	Salaries, regular employees.....	10,980.00	
1507-B		Miscellaneous services	40.00	
1508-C		Supplies	800.00	
1509-E		Repairs	50.00	
1510-F		Equipment	40.00	
				\$20,910.00

Photographic Division

IX-76e—Photographs and Blue Prints.

1511-A	1	Salaries, regular employees	3,000.00	
1512-B		Miscellaneous services	25.00	
1513-C		Supplies	900.00	
1514-D		Materials	20.00	
1515-E		Repairs	125.00	
1516-F		Equipment	1,650.00	
				\$5,720.00

Total, General Office\$44,920.00

Bureau of Engineering

1517-M		Maintenance Fund	777,000.00	
				\$777,000.00

Bureau of Deed Registry

I-B-15d—Deed Registry.

1597-A	1	Salaries, regular employees.....	10,440.00	
1598-B		Miscellaneous services	20.00	
1599-C		Supplies	500.00	
1600-E		Repairs	75.00	
1601-F		Equipment	200.00	
				\$11,235.00

Code Acct. Number	Class	Amount Appropriated	Total
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BUREAU OF HIGHWAYS AND SEWERS—GENERAL OFFICE

L-B-17c—General Executive.

1602-A	1	Salaries, regular employees.....	16,960.00
1603-B		Miscellaneous services	200.00
1604-C		Supplies	500.00
			\$17,660.00

Division Offices

1607-A	1	Salaries, regular employees	102,300.00
1608-B		Miscellaneous services	600.00
1609-C		Supplies	350.00
			\$103,250.00

Stables and Yards

IX-76d—Stables and Yards.

1611-A	3	Wages, regular employees	15,800.00
1612-A	4	Wages, temporary employees	37,200.00
1613-B		Miscellaneous services	17,000.00
1614-C		Supplies	1,500.00
1615-D		Materials	800.00
1616-E		Repairs	1,000.00
1617-F		Equipment and Machinery	2,000.00
			\$75,300.00

Buildings

1618-A	4	Wages, temporary employees	1,250.00
1619-D		Materials	1,000.00
1620-E		Repairs	800.00
			\$3,050.00

Cleaning Highways

IV-37a—Street Cleaning.

1621-A	4	Wages, temporary employees.....	450,000.00
1622-B		Miscellaneous services	1,200.00
1623-C		Supplies	2,000.00
1624-D		Materials	500.00
1625-E		Repairs	1,000.00
1626-F		Equipment and machinery	1,100.00
			\$455,800.00

Dumpage

1627-A	4	Wages, temporary employees	9,600.00
1628-B		Miscellaneous services	1,000.00
			\$10,600.00

Repairing Highways

V-44d—Repairing Durable Pavements.

1629-A	4	Wages, temporary employees.....	112,000.00
1630-B		Miscellaneous services	150.00

Code Acct. Number	Class	Amount Appropriated	Total
1631-D	Materials	11,000.00	
			\$123,150.00

Repairing Sewers

IV-36a—Sewers and Drains.

1632-A	4 Wages, temporary employees	12,000.00	
1633-D	Materials	3,500.00	
			\$15,500.00

Cleaning and Repairing Sewer Drops

IV-36b—Cleaning Sewers and Catch Basins.

1634-A	4 Wages, temporary employees	37,000.00	
1635-C	Supplies	400.00	
1636-D	Materials	3,500.00	
			\$40,900.00

Boulevards

IV-37a—Street Cleaning.

V-44d—Repairing Durable Pavements.

1637-A	4 Wages, temporary employees	12,500.00	
1638-D	Materials	2,000.00	
			\$14,500.00

Boardwalks and Steps

V-45b—Sidewalks and Crosswalks.

1639-A	1 Salaries, regular employees	1,800.00	
1640-A	4 Wages, temporary employees	22,000.00	
1641-D	Materials	42,000.00	
1642-F	Equipment and machinery	50.00	
			\$65,850.00

Bridges

IV-37a—Street Cleaning.

1643-A	4 Wages, temporary employees	5,000.00	
			\$5,000.00

Sidewalks

V-45b—Sidewalks and Crosswalks.

1644-B	Miscellaneous services	75.00	
1645-G	Laying sidewalks	5,000.00	
			\$5,075.00

Division of Public Utilities

V-43—General Administration of Highways.

1647-A	1 Salaries, regular employees	14,400.00	
1648-B	Miscellaneous services	350.00	
1649-C	Supplies	180.00	
1650-E	Repairs	25.00	

Code Acct. Number	Class	Amount Appropriated	Total
1651-F	Equipment	100.00	\$15,055.00

Asphalt Plant.

V-441—Replacing and Constructing Durable Pavements.

1652-A	1	Salaries, regular employees	37,350.00
1653-A	4	Wages, temporary employees	135,000.00
1654-B		Miscellaneous services	10,000.00
1655-C		Supplies	30,000.00
1656-D		Materials	242,000.00
1657-E		Repairs	3,600.00
1658-F		Equipment and machinery	43,200.00
1659-G		Structural and non-structural Improvements..	26,200.00
			\$527,350.00

Total, Bureau of Highways and Sewers.....\$1,478,040.00

Bureau of City Property.

I-D-20a—General Expenditures.

1660-A	1	Salaries, regular employees	10,210.00
1661-B		Miscellaneous services	2,800.00
1662-C		Supplies	400.00
1663-D		Materials	500.00
1664-E		Repairs	2,500.00
1666-M		Decorations	300.00
			\$16,710.00

City-County Building.

1667-A	1	Salaries, regular employees	49,770.00
1668-A	3	Wages, regular employees	45,000.00
1669-A	4	Wages, temporary employees	2,000.00
1670-B		Miscellaneous services	500.00
1671-C		Supplies	13,000.00
1672-D		Materials	500.00
1673-E		Repairs	500.00
1674-F		Equipment and machinery	500.00
			\$111,770.00

North Side Municipal Hall.

1675-A	1	Salaries, regular employees	4,440.00
1676-A	3	Wages, regular employees	1,205.00
1677-C		Supplies	550.00
1678-E		Repairs	1,000.00
			\$7,195.00

Diamond Market.

X-84—Market and Public Scales.

1679-A	1	Salaries, regular employees	24,690.00
1680-A	3	Wages, regular employees	14,450.00
1681-A	4	Wages, temporary employees	960.00
1682-B		Miscellaneous services	250.00
1683-C		Supplies	12,500.00

Code Acct. Number	Class	Amount Appropriated	Total
1684-D	Materials	500.00	
1685-E	Repairs	3,000.00	
1686-F	Equipment and machinery	200.00	
			\$56,550.00

North Side Market.

1689-A	1	Salaries, regular employees	5,790.00	
1690-A	3	Wages, regular employees	7,700.00	
1691-A	4	Wages, temporary employees	960.00	
1692-B		Miscellaneous services	3,000.00	
1693-C		Supplies	2,500.00	
1694-D		Materials	500.00	
1695-E		Repairs	1,300.00	
1696-F		Equipment	140.00	
				\$21,890.00

South Side Markets.

1704-A	1	Salaries, regular employees	4,020.00	
1705-A	3	Wages, regular employees	4,710.00	
1706-B		Miscellaneous services	190.00	
1707-C		Supplies	1,600.00	
1708-D		Materials	125.00	
1709-E		Repairs	3,500.00	
1710-F		Equipment and machinery	200.00	
				\$14,345.00

Wharves and Landing.

X-85—Docks, Wharves and Landings.

1713-A	1	Salaries, regular employees	3,300.00	
1714-A	3	Wages, regular employees	12,705.00	
1715-B		Miscellaneous services	25.00	
1716-C		Supplies	50.00	
1717-D		Materials	150.00	
1718-F		Equipment	300.00	
				\$16,530.00

Comfort Houses. -

IV-40—Public Convenience Stations.

1719-A	1	Salaries, regular employees	44,160.00	
1720-C		Supplies	4,500.00	
1721-D		Materials	1,000.00	
1722-E		Repairs	5,000.00	
1723-F		Equipment and machinery	400.00	
				\$55,060.00

Stephen C. Foster Home.

VII-69a—Museums.

1724-C		Supplies	500.00	
1725-E		Repairs	500.00	
				\$1,000.00

Code Acct. Number	Class	Amount Appropriated	Total
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Exposition Building.

IX-76a—Incidental Operating Accounts.

1726-A	3	Wages, regular employees	4,340.00
1727-B		Miscellaneous services	40,000.00
1728-C		Supplies	2,500.00
1729-D		Materials	100.00
1730-E		Repairs	5,000.00
			<u>\$51,940.00</u>

Peralto Street Bathhouse.

1731-A	3	Wages, regular employees	1,170.00
			<u>\$1,170.00</u>

Total, Bureau of City Property \$354,160.00

BUREAU OF WATER—MANAGING ENGINEER'S OFFICE.

X-81—Water Supply System.

1732-A	1	Salaries, regular employees	8,000.00
			<u>\$8,000.00</u>

Accounting Division.

1735-A	1	Salaries, regular employees	6,900.00
1736-A	3	Wages, regular employees	4,500.00
1737-B		Miscellaneous services	120.00
1738-C		Supplies	200.00
1740-E		Repairs	60.00
1741-F		Equipment	30.00
			<u>\$11,810.00</u>

Filtration Division.

1742-A	1	Salaries, regular employees	28,620.00
1744-A	3	Wages, regular employees	132,000.00
1745-A	4	Wages, temporary employees	18,000.00
1746-B		Miscellaneous services	1,800.00
1747-C		Supplies	8,000.00
1748-D		Materials	5,000.00
1749-E		Repairs	500.00
1750-F		Equipment and machinery	4,500.00
			<u>\$198,420.00</u>

Mechanical Division.

1751-A	1	Salaries, regular employees	42,680.00
1752-A	3	Wages, regular employees	328,800.00
1753-A	4	Wages, temporary employees	32,500.00
1754-B		Miscellaneous services	4,500.00
1755-C		Supplies	375,000.00
1756-D		Materials	25,000.00
1757-E		Repairs	4,500.00
1758-F		Equipment and machinery	3,500.00
			<u>\$816,480.00</u>

Code Acct. Number	Class	Amount Appropriated	Total
Distribution Division.			
1759-A	1 Salaries, regular employees	60,510.00	
1760-A	3 Wages, regular employees	75,000.00	
1761-A	4 Wages, temporary employees	90,000.00	
1762-B	Miscellaneous services	17,500.00	
1763-C	Supplies	4,000.00	
1764-D	Materials	16,000.00	
1765-E	Repairs	3,000.00	
1766-F	Equipment and machinery	5,000.00	
1767-G	Structural and non-structural Improvements..	4,500.00	
			\$275,510.00
Total, Bureau of Water			\$1,310,220.00

Bureau of Light.

V-49—Street Lighting.

1768-A	1 Salaries, regular employees	6,150.00	
1770-A	4 Wages, temporary employees	3,005.00	
1771-B	Miscellaneous services	565,000.00	
1772-C	Supplies	185.00	
1773-D	Materials	700.00	
1774-E	Repairs	25.00	
1775-F	Equipment	50.00	
Total, Bureau of Light.....			\$575,115.00

BUREAU OF PARKS—GENERAL OFFICE.

VIII-7a—General Expense.

1776-A	1 Salaries, regular employees	8,740.00	
1777-B	Miscellaneous services	8,315.00	
			\$17,055.00

Schenley Park.

1778-A	3 Wages, regular employees	20,700.00	
1779-A	4 Wages, temporary employees	12,060.00	
1780-B	Miscellaneous services	275.00	
1783-C	Supplies	1,000.00	
1784-D	Materials	1,700.00	
1785-E	Repairs	100.00	
1786-F	Equipment and machinery	250.00	
			\$36,085.00

Schenley Nursery.

1787-A	1 Salaries, regular employees	1,800.00	
1788-A	3 Wages, regular employees	7,000.00	
			\$8,800.00

Golf Grounds.

VIII-70d—Athletics and Playgrounds.

1789-A	2 Salaries, temporary employees	1,689.00	
1790-A	3 Wages, regular employees	3,305.00	
1791-A	4 Wages, temporary employees	2,560.00	
1792-B	Miscellaneous services	50.00	

Code Acct. Number	Class	Amount Appropriated	Total
1793-C	Supplies	750.00	
1794-D	Materials	350.00	
1795-E	Repairs	25.00	
1796-F	Equipment	300.00	
			\$9,020.00

Schenley Stables.

VIII-71a—General Expenses.

1797-A	3	Wages, regular employees	8,650.00	
1799-C		Supplies	75.00	
1800-D		Materials	50.00	
1801-E		Repairs	160.00	
1802-F		Equipment and machinery	760.00	
				\$9,695.00

Schenley Conservatory and Hall of Botany.

VIII-69c—Conservatories.

1803-A	1	Salaries, regular employees	19,710.00	
1804-A	3	Wages, regular employees	21,200.00	
1805-A	4	Wages, temporary employees	21,200.00	
1806-B		Miscellaneous services	20.00	
1807-C		Supplies	15,000.00	
1808-D		Materials	800.00	
1809-E		Repairs	125.00	
1810-F		Equipment and machinery	240.00	
				\$58,055.00

North Side Conservatory.

1812-A	1	Salaries, regular employees	6,120.00	
1813-A	3	Wages, regular employees	9,500.00	
1814-A	4	Wages, temporary employees	1,550.00	
1815-B		Miscellaneous services	10.00	
1816-C		Supplies	1,800.00	
1817-D		Materials	800.00	
1818-E		Repairs	215.00	
1819-F		Equipment and machinery	265.00	
				\$20,260.00

Small Parks.

VIII-71a—General Expenses.

1820-A	3	Wages, regular employees	37,700.00	
1821-A	4	Wages, temporary employees	10,700.00	
1822-B		Miscellaneous services	175.00	
1823-C		Supplies	900.00	
1824-D		Materials	1,000.00	
1825-E		Repairs	235.00	
1826-F		Equipment and machinery	400.00	
				\$51,110.00

Highland Park.

1827-A	1	Salaries, regular employees	1,800.00	
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Code Acct. Number	Class	Amount Appropriated	Total
1828-A	3 Wages, regular employees	16,885.00	
1829-A	4 Wages, temporary employees	9,500.00	
1830-B	Miscellaneous services	40.00	
1831-C	Supplies	1,200.00	
1832-D	Materials	1,000.00	
1833-E	Repairs	170.00	
1834-F	Equipment and machinery	250.00	
			\$30,845.00

Highland Park Greenhouse.

1835-A	3 Wages, regular employees	5,435.00	\$5,435.00
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Highland Park Stables.

1836-A	3 Wages, regular employees	4,820.00	
1837-C	Supplies	30.00	
1838-D	Materials	20.00	
1839-E	Repairs	100.00	
1840-F	Equipment and machinery	5.00	
			\$4,975.00

Highland Park Zoo.

VIII-69b—Zoological Collections.

1841-A	1 Salaries, regular employees	3,720.00	
1842-A	3 Wages, regular employees	17,375.00	
1843-A	4 Wages, temporary employees	150.00	
1844-B	Miscellaneous services	50.00	
1845-C	Supplies	12,000.00	
1846-D	Materials	800.00	
1847-E	Repairs	3,000.00	
1848-F	Equipment and machinery	230.00	
			\$37,325.00

Riverview Park.

VII-71a—General Expenses.

1855-A	1 Salaries, regular employees	1,800.00	
1856-A	3 Wages, regular employees	14,300.00	
1857-A	4 Wages, temporary employees	10,000.00	
1858-B	Miscellaneous services	35.00	
1859-C	Supplies	350.00	
1860-D	Materials	700.00	
1861-E	Repairs	125.00	
1862-F	Equipment and machinery	200.00	
			\$27,510.00

Riverview Stables.

1864-A	3 Wages, regular employees	3,580.00	
1865-C	Supplies	20.00	
1866-D	Materials	25.00	
1867-E	Repairs	100.00	
1868-F	Equipment and machinery	10.00	
			\$3,735.00

Code Acct. Number	Class	Amount Appropriated	Total
West Park.			
1869-A	1 Salaries, regular employees	3,780.00	
1870-A	3 Wages, regular employees	14,900.00	
1871-A	4 Wages, temporary employees	3,050.00	
1872-B	Miscellaneous services	320.00	
1873-C	Supplies	600.00	
1874-D	Materials	650.00	
1875-E	Repairs	185.00	
1876-F	Equipment and machinery	800.00	
			\$24,285.00
Shade Trees.			
VIII-71f—Trees in Streets.			
1877-A	1 Salaries, regular employees	1,800.00	
1878-A	4 Wages, temporary employees	7,600.00	
1879-B	Miscellaneous services	75.00	
1880-C	Supplies	1,100.00	
1881-D	Materials	20.00	
1882-E	Equipment and machinery	130.00	
			\$10,725.00
Band Concerts—Parks and Other Places.			
VIII-70a—Music and Entertainments.			
1891-B	Bands	10,000.00	
1892-B	Choral leader and lantern slides	1,000.00	
1893-B	Fourth of July celebration	5,000.00	
			\$16,000.00
Park Improvements.			
VIII-71e—Parks Areas, Etc.			
1894-G	Improvement Snyder Square	5,000.00	
			\$5,000.00
Painting.			
VIII-71h—Undistributed Expense.			
1896-A	4 Wages, temporary employees	1,600.00	
1897-D	Materials	1,500.00	
			\$3,100.00
Total, Bureau of Parks			\$379,015.00
Bureau of Tests.			
I-B-17g—Testing Laboratory.			
1898-A	1 Salaries, regular employees	10,230.00	
1900-B	Miscellaneous services	125.00	
1901-C	Supplies	400.00	
1902-D	Materials	100.00	
1903-E	Repairs	400.00	

Code Acct. Number	Class	Amount Appropriated	Total
1904-F	Equipment and machinery	1,795.00	
	Total, Bureau of Tests		\$13,050.00
	Bureau of Recreation.		
	VIII-70d—Athletics and Playgrounds.		
1905-M	Maintenance Fund	125,000.00	
			\$125,000.00
	Total, Department of Public Works		\$5,067,755.00
	Interest and Tax on Loans.		
	XII-95a—Interest on Funded and Floating Debt.		
40J	Interest and tax on loans	1,570,000.00	
			\$1,570,000.00
	Refunds.		
	B-102a—Payments for Correction of Erroneous Receipts.		
41-O	Refunds of taxes and water rents	15,000.00	
			\$15,000.00
	Contingent Fund.		
42-M	Contingent Fund	50,000.00	
			\$50,000.00
	Finance Fund.		
43-M	Finance Fund	5,000.00	
			\$5,000.00
	Workmen's Compensation Fund.		
	B-105g—Provision for Injury to Employees.		
44-M	Workmen's Compensation Fund	35,000.00	
			\$35,000.00
	Judgments.		
	B-79e—Payments for Outstanding Judgments.		
46-L	Judgments	75,000.00	
			\$75,000.00
	Interest on Judgments.		
	XII-95a—Interest on Funded and Floating Debt.		
41-J	Interest on Judgments	5,000.00	
			\$5,000.00
	Interest on Overdue Damages.		
48-J	Interest on overdue damages	100,000.00	
			\$100,000.00
	Interest on Contracts.		
49-J	Interest on contracts	100,000.00	
			\$100,000.00

Code Acct. Number	Class	Amount Appropriated	Total
Payments of Claims.			
51-L	Unappealed Damages	480,000.00	
52-L	Melwood St. Compromise	70,000.00	
			\$550,000.00
Carnegie Free Library of Pittsburgh.			
VII-67—Libraries.			
59-N	Salaries and wages	232,260.00	
60-N	Miscellaneous services	4,060.00	
61-N	Supplies and Materials	8,000.00	
62-N	Equipment and machinery	50,000.00	
			\$294,320.00
Buildings and Grounds.			
63-N	Salaries, regular employes	80,000.00	
64-N	Miscellaneous services	2,250.00	
65-N	Supplies and materials	39,000.00	
66-N	Equipment and machinery	750.00	
			\$122,000.00
Total, Carnegie Free Library of Pittsburgh			\$416,320.000
Allegheny Playgrounds Association.			
VIII-70d—Athletics and Playgrounds.			
67-A 1	Salaries, regular employes	8,400.00	
68-A 4	Wages, temporary employes	17,000.00	
69-B	Miscellaneous services	675.00	
70-C	Supplies	6,495.00	
71-D	Materials	300.00	
72-E	Repairs	500.00	
73-F	Equipment and machinery	325.00	
75-O	Taxes	875.00	
			\$34,570.00
Pennsylvania Association for the Blind.			
VI-58B—Workshop for Blind.			
81-N	Maintenance Fund	20,000.00	
			\$20,000.00
Soho Public Baths.			
VIII-70c—Baths.			
82-N	Maintenance Fund	16,000.00	
			\$16,000.00
Public Wash House and Bath Association.			
IV-39—Public Laundries and Wash Houses.			
VIII-70c—Baths.			
83-N	Maintenance Fund	8,500.00	
			\$8,500.00

Code
Acct.
Number

Class

Amount
Appropriated

Total

Celebration of Memorial Day.

VIII-70b—Celebrations.

85-N	Grand Army of the Republic	3,800.00	
86-N	Veterans of Foreign Wars of the U. S.	2,000.00	
87-N	United Spanish War Veterans	500.00	
			\$6,300.00

Western Pennsylvania Humane Society.

II-28e—Prevention of Cruelty to Animals.

88-N	Maintenance Fund	2,000.00	
			\$2,000.00

Flood Commission.

II-28b—Other protection to Person and property.

89-N	Maintenance Fund	3,500.00	
			\$3,500.00

National Guard of Pennsylvania.

II-25—Militia and Armories.

90-N	Eighteenth Regiment N. G. P.	5,500.00	
			\$5,500.00

Woods Run Settlement Association.

VI-58c—Other charities.

91-N	Maintenance Fund	2,000.00	
			\$2,000.00

Western Pennsylvania Historical Society.

VII-67—Libraries.

93-N	Maintenance Fund	1,000.00	
			\$1,000.00

SINKING FUNDS.

B-105-a—Cash Transfer Payments to Sinking Funds.

600-K	Filtration, 1908	\$ 25,000.00
601-K	Water, 1908	20,000.00
602-K	Public Works, 1908	7,000.00
603-K	Charities, 1908	4,500.00
604-K	Bridges, 1908	3,800.00
605-K	Public Safety, 1908	1,000.00
606-K	Fire and Police, 1908	5,000.00
607-K	Parks, 1908	2,500.00
608-K	Water Main Extension, 1908	10,000.00
610-K	Duquesne Way Bridge, 1908	1,980.00
612-K	Larimer Ave. and Negley Run Bridge, 1908....	8,000.00
613-K	Monongahela Water Company, 1909	65,800.00

Code Acct. Number	Class	Amount Appropriated	Total
614-K	South Side Water Extension, 1909	23,200.00	
615-K	Ninth Street Improvement	500.00	
616-K	Sandusky Street Improvement	1,200.00	
618-K	Water A, 1910	26,000.00	
619-K	Water B, 1910	3,000.00	
620-K	Water C, 1910	6,000.00	
621-K	Street Improvement A, 1910	13,000.00	
622-K	Bridge A, 1910	31,000.00	
623-K	Bridge B, 1910	5,000.00	
624-K	Bridge C, 1910	10,000.00	
625-K	Sewer A, 1910	4,800.00	
626-K	Sewer B, 1910	6,800.00	
627-K	Hospital, 1910	8,000.00	
628-K	Incinerating Plant, 1910	3,000.00	
629-K	Parks, 1910	6,000.00	
630-K	City Hall, 1910	50,000.00	
631-K	Water Funding, 1910	20,422.49	
638-K	Funding A, 1911	10,200.00	
641-K	Haights Run Bridge, 1911	5,000.00	
642-K	Soho Run Sewer, 1911	3,000.00	
643-K	Thirty-third Street Sewer, 1911	4,000.00	
644-K	Water F, 1911	33,000.00	
645-K	Water E, 1911	1,000.00	
646-K	Street Improvement C, 1911	16,500.00	
647-K	Street Improvement B, 1911	9,000.00	
648-K	Street Improvement A, 1912	3,000.00	
649-K	Water A, 1912	6,000.00	
650-K	Bridge A, 1912	1,000.00	
651-K	Bridge B, 1912	3,000.00	
652-K	Bloomfield Bridge, 1912	15,000.00	
653-K	Water B, 1912	7,000.00	
654-K	Water C, 1912	44,000.00	
655-K	Street Improvement B, 1912	4,000.00	
656-K	Street Improvement C, 1912	2,000.00	
658-K	Street Improvement E, 1912	7,000.50	
660-K	Bridge D, 1912	5,000.00	
661-K	Fire Apparatus, 1912	4,000.00	
662-K	Municipal Buildings, 1912	3,000.00	
663-K	Hospital, 1912	3,000.00	
664-K	Poor Home, 1912	16,000.00	
665-K	Grade Crossings, 1912	14,000.00	
666-K	Playgrounds, 1912	13,000.00	
668-K	Market House, 1912	10,000.00	
669-K	Playgrounds A, 1913	3,000.00	
670-K	Street A, 1913	5,000.00	
671-K	Playgrounds B, 1913	11,000.00	
672-K	Street A, 1914	5,000.00	
673-K	Fire Apparatus, 1914	4,000.00	
674-K	Poor Home, 1914	12,000.00	
675-K	Water A, 1914	10,000.00	
676-K	Funding, 1914	92,000.00	
679-K	Penn Avenue Improvement, 1915	16,000.00	
680-K	Hamilton Avenue Improvement, 1915	3,000.00	
682-K	Funding A, 1916	37,000.00	
683-K	Water A, 1916	5,000.00	
684-K	City Hall A, 1917	4,000.00	

Code Acct. Number	Class	Amount Appropriated	Total
685-K	Park A, 1917	6,000.00	
686-K	City Home A, 1917	4,000.00	
689-K	City Hall B, 1917	1,000.00	
690-K	Water A, 1918	7,500.00	
691-K	City Hall A, 1918	2,000.00	
692-K	Funding, 1919	8,171.48	
693-K	Water A, 1919	5,800.00	
694-K	Bigelow Boulevard, 1919	10,000.00	
695-K	Soho Playgrounds, 1919	1,000.00	
696-K	West Carson Street, 1919	13,000.00	
700-K	Street Improvement A, 1919	18,000.00	
701-K	Diamond Street Improvement, Series 2.....	3,700.00	
702-K	East Ohio Street Improvement, 1919	18,500.00	
703-K	Mt. Oliver Street Improvement, 1919	3,200.00	
704-K	Bigelow Boulevard, 1919	5,700.00	
705-K	Park Roadway Improvement, 1919	13,300.00	
706-K	West Park Improvement, 1919	3,300.00	
707-K	Playground Improvement, 1919	11,000.00	
708-K	Public Comfort Stations, 1919	4,000.00	
709-K	Water Series A, 1919	34,000.00	
710-K	Center Avenue Bridge, 1919	4,000.00	
711-K	North and Irwin Avenue Bridge, 1919.....	2,000.00	
697-K	Warrington Avenue Improvement, 1920.....	4,400.00	
712-K	Second Avenue Improvement	47,000.00	
713-K	Boulevard of the Allies	38,000.00	
714-K	Street Improvement B	15,400.00	
716-K	Ferry Street Improvement	11,700.00	
717-K	Carson Street East Improvement	10,500.00	
719-K	Beechwood Boulevard Bridge	9,000.00	
720-K	Highland Park Improvement	7,700.00	
721-K	Saw Mill Run Sewer A	7,000.00	
722-K	Negley Run Sewer A	7,000.00	
723-K	Soho Run Sewer	4,500.00	
724-K	Mayview City Home and Hospital Improvement	3,300.00	
725-K	Nine Mile Run Sewer A	3,000.00	
726-K	Island Avenue Bridge	3,000.00	
727-K	Baker Street Improvement	3,000.00	
731-K	Arlington Avenue Improvement	8,500.00	
732-K	Saw Mill Run Valley Park	8,500.00	
733-K	Hazelwood Avenue Sewer	2,700.00	
718-K	East Street Improvement "A".....		
	East Street Improvement "B".....	10,000.00	
728-K	Mt. Washington Roadway	1,000.00	
734-K	Fire Alarm System	3,000.00	
735-K	Municipal Hospital	3,300.00	
736-K	Negley Run Sewer B	5,200.00	
737-K	Manchester Ave. Improvement	5,900.00	
738-K	Tuberculosis Hospital	6,700.00	
739-K	Saw Mill Run Sewer B	7,600.00	
740-K	Nine Mile Run Sewer B	7,700.00	
742-K	Street Improvement C	13,300.00	
743-K	Diamond Street Improvement No. 3	13,900.00	
744-B	Playground Improvement B	16,700.00	
745-K	Boulevard of the Allies	28,700.00	

Code Acct. Number	Class	Amount Appropriated	Total
746-K	Bigelow Boulevard Improvement	2,700.00	
715-K	Broad Street Improvement	25,900.00	
741-K	Public Safety Improvement A	8,500.00	
747-K	Irvine Street Improvement	11,700.00	
	Total		\$1,366,373.97
	Transfer from Sinking Fund No. 667		23,416.22
			<u>\$1,342,957.75</u>

GRAND TOTAL, NEW CITY\$17,425,847.75

OLD CITY OF PITTSBURGH.

INTEREST AND TAX ON LOANS.

XII-95a—Interest on Funded and Floating Debt.

1-J	Interest and Tax on Loans	\$209,000.00	
			<u>\$209,000.00</u>

SINKING FUNDS.

B-105b—Cash Transfer Payments to Sinking Funds.

310-K	Monongahela River Bridge	\$ 51,762.24	
311-K	Funded Debt, 1914	33,917.54	
312-K	Water Works, 1895	69,306.72	
313-K	Parks, 1895	61,104.29	
314-K	Boulevards, 1895	17,806.58	
315-K	Public Safety, 1895	17,806.58	
319-K	Loan of 1900	225,353.92	
350-K	Water Funding, 1906	34,787.86	
351-K	Water Extension, 1906	16,700.00	
352-K	Funded Debt, 1907	22,890.68	
353-K	Improvement, 1907	22,500.00	
355-K	Pittsburgh Funding A, 1908	7,174.00	
356-K	Pittsburgh Funding B, 1908	7,003.54	
357-K	Pittsburgh Funding C, 1908	3,782.77	
358-K	Pittsburgh Funding D, 1908	1,259.93	
359-K	Parks, 1908	7,300.00	
	Total		\$ 600,456.68
	Transfer from Sinking Fund No. 306		44,088.00
			<u>\$ 556,368.68</u>

TOTAL, OLD CITY\$ 765,368.68

FORMER CITY OF ALLEGHENY.

INTEREST AND TAX ON LOANS.

XII-95a—Interest on Funded and Floating Debt.

20-J	Interest and Tax on Loans	\$148,000.00	
			<u>\$ 148,000.00</u>

SINKING FUNDS.

B-105c—Cash Transfer Payments to Sinking Funds.

414-K	Sewer A, 1893	\$ 1,204.68	
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Code Acct. Number	Class	Amount Appropriated	Total
415-K	Street Improvement A, 1893	3,774.47	
416-K	Electric Light B, 1893	236.56	
417-K	Street Improvement B, 1894	4,302.30	
418-K	Sewer B, 1894	1,833.15	
419-K	Street Improvement C, 1894.....	4,678.80	
420-K	Sewer C, 1894	3,000.31	
421-K	Electric Light C, 1894.....	1,847.30	
422-K	Water, C. & L., 1895	38,879.68	
423-K	Street Improvement F-L, 1895	9,324.07	
424-K	Sewer Improvement F-I, 1895	6,245.44	
425-K	Highway Improvement C-F, 1895	9,324.08	
427-K	Street Improvement R-U, 1895-7	14,456.06	
428-K	Water Improvement, C-R, 1896	14,316.98	
430-K	Street Improvement, 1905	16,800.00	
435-K	Street Improvement Funding, 1907	7,218.36	
440-K	City Home, 1905	800.00	
441-K	Parks, 1905	3,088.00	
442-K	Grade Crossings, 1905	4,200.00	
443-K	Water, 1905	7,500.00	
444-K	Public Safety, 1905	800.00	
445-K	Water, 1901	15,000.00	
446-K	Public Safety, 1901	3,000.00	
447-K	City Home, 1901	4,000.00	
448-K	Electric Light, 1901	4,000.00	
449-K	Sewer Improvement, 1901	2,000.00	
450-K	Street Improvement, 1901	11,000.00	
452-K	Pension Fund, 1908	2,000.00	
453-K	Pittsburgh and Allegheny Funding E, 1908.....	14,286.05	
454-K	North Side Funding, 1909	6,595.29	
455-K	Funding C, 1911	4,056.91	

Total\$ 219,680.49
Transfer from Sinking Fund No. 432..... 36,015.97

TOTAL\$ 183,664.52

TOTAL, FORMER ALLEGHENY\$ 331,664.52

BOROUGHES, INTEREST.

XII-95a—Interest on Funded and Floating Debt.

30-J	Interest on Bonded Debt, Sheraden	\$ 9,065.00	
31-J	-Interest on Bonded Debt, Montooth	367.50	
32-J	Interest on Bonded Debt, Elliott	1,535.00	
33-J	Interest on Bonded Debt, Esplen	359.00	
34-J	Interest on Bonded Debt, Beechview	710.00	
35-J	Interest on Bonded Debt, Spring Garden.....	955.00	
36-J	Chartlers	3,835.00	
		\$	16,817.50

SINKING FUND.

B-105d—Cash Transfer Payments to Sinking Funds.

01-K	Elliott	\$ 1,408.44
502-K	Esplen	209.08

Code Acct. Number	Class	Amount Appropriated	Total
746-K	Bigelow Boulevard Improvement	2,700.00	
715-K	Broad Street Improvement	25,900.00	
741-K	Public Safety Improvement A	8,500.00	
747-K	Irvine Street Improvement	11,700.00	
	Total		\$1,366,373.97
	Transfer from Sinking Fund No. 667.....		23,416.22
			<u>\$1,342,957.75</u>

GRAND TOTAL, NEW CITY\$17,425,847.75

OLD CITY OF PITTSBURGH.

INTEREST AND TAX ON LOANS.

XII-95a—Interest on Funded and Floating Debt.

1-J	Interest and Tax on Loans	\$209,000.00	
			<u>\$209,000.00</u>

SINKING FUNDS.

B-105b—Cash Transfer Payments to Sinking Funds.

310-K	Monongahela River Bridge	\$ 51,762.24	
311-K	Funded Debt, 1914	33,917.54	
312-K	Water Works, 1895	69,306.72	
313-K	Parks, 1895	61,104.29	
314-K	Boulevards, 1895	17,806.58	
315-K	Public Safety, 1895	17,806.58	
319-K	Loan of 1900	225,353.92	
350-K	Water Funding, 1906	34,787.86	
351-K	Water Extension, 1906	16,700.00	
352-K	Funded Debt, 1907	22,890.68	
353-K	Improvement, 1907	22,500.00	
355-K	Pittsburgh Funding A, 1908	7,174.00	
356-K	Pittsburgh Funding B, 1908	7,003.54	
357-K	Pittsburgh Funding C, 1908	3,782.77	
358-K	Pittsburgh Funding D, 1908	1,259.93	
359-K	Parks, 1908	7,300.00	
	Total		\$ 600,456.68
	Transfer from Sinking Fund No. 306.....		44,088.00
			<u>\$ 556,368.68</u>

TOTAL, OLD CITY\$ 765,368.68

FORMER CITY OF ALLEGHENY.

INTEREST AND TAX ON LOANS.

XII-95a—Interest on Funded and Floating Debt.

20-J	Interest and Tax on Loans	\$148,000.00	
			<u>\$ 148,000.00</u>

SINKING FUNDS.

B-105c—Cash Transfer Payments to Sinking Funds.

414-K	Sewer A, 1893	\$ 1,204.68	
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Code Acct. Number	Class	Amount Appropriated	Total
415-K	Street Improvement A, 1893	3,774.47	
416-K	Electric Light B, 1893	236.56	
417-K	Street Improvement B, 1894	4,302.30	
418-K	Sewer B, 1894	1,833.15	
419-K	Street Improvement C, 1894	4,678.80	
420-K	Sewer C, 1894	3,000.31	
421-K	Electric Light C, 1894	1,847.30	
422-K	Water, C. & L., 1895	38,879.68	
423-K	Street Improvement F-L, 1895	9,324.07	
424-K	Sewer Improvement F-L, 1895	6,245.44	
425-K	Highway Improvement C-F, 1895	9,324.08	
427-K	Street Improvement R-U, 1895-7	14,456.06	
428-K	Water Improvement, C-R, 1896	14,316.98	
430-K	Street Improvement, 1905	16,800.00	
435-K	Street Improvement Funding, 1907	7,218.36	
440-K	City Home, 1905	800.00	
441-K	Parks, 1905	3,065.00	
442-K	Grade Crossings, 1905	4,200.00	
443-K	Water, 1905	7,500.00	
444-K	Public Safety, 1905	800.00	
445-K	Water, 1901	15,000.00	
446-K	Public Safety, 1901	3,000.00	
447-K	City Home, 1901	4,000.00	
448-K	Electric Light, 1901	4,000.00	
449-K	Sewer Improvement, 1901	2,000.00	
450-K	Street Improvement, 1901	11,000.00	
452-K	Pension Fund, 1908	2,000.00	
453-K	Pittsburgh and Allegheny Funding E, 1908	14,286.05	
454-K	North Side Funding, 1909	6,595.29	
455-K	Funding C, 1911	4,056.91	

Total\$ 219,680.49

Transfer from Sinking Fund No. 432..... 36,015.97

TOTAL\$ 183,664.52

TOTAL, FORMER ALLEGHENY\$ 331,664.52

BOROUGH, INTEREST.

XII-95a—Interest on Funded and Floating Debt.

30-J	Interest on Bonded Debt, Sheraden	\$ 9,065.00	
31-J	Interest on Bonded Debt, Montooth	367.50	
32-J	Interest on Bonded Debt, Elliott	1,535.00	
33-J	Interest on Bonded Debt, Esplen	359.00	
34-J	Interest on Bonded Debt, Beechview	710.00	
35-J	Interest on Bonded Debt, Spring Garden	955.00	
36-J	Chartiers	3,835.00	
		\$	16,817.50

SINKING FUND.

B-105d—Cash Transfer Payments to Sinking Funds.

01-K	Elliott	\$ 1,408.44
502-K	Esplen	209.08

Code Acct. Number	Class	Amount Appropriated	Total
503-K	Montooth	299.87	
504-K	Sheraden	7,257.07	
507-K	Beechview	356.72	
507-K	Spring Garden	263.37	
509-K	Chartiers	8,606.26	
		\$	18,400.83
TOTAL, BOROUGHS		\$	35,218.33
GRAND TOTAL GREATER CITY.....			\$18,558.099.28

Section 6. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 19, 1921.

Pittsburgh, December 31st, 1921.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval

on December 20th, 1921, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. Martin,

Clerk of Council.

Ordinance Book 33, Page 171.

No. 592

AN ORDINANCE—Fixing the number of officers and employes of all departments of the City of Pittsburgh, and the rate of compensation thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, That*

Section 2.

COUNCIL.

Nine Councilmen\$ 6,500.00 each per annum

Section 3.

CITY CLERK'S OFFICE.

City Clerk\$ 3,600.00 per annum
Assistant City Clerk 3,600.00 per annum
Recording Clerk 2,850.00 per annum
Clerk 2,280.00 per annum
Stenographer-Clerk 2,280.00 per annum

Section 4.

City Clerk's Office—Building Code Committee.

Secretary Engineer\$ 3,600.00 per annum
Stenographer-Clerk 1,500.00 per annum

Section 5.

City Clerk's Office—Division of Investigation.

Investigator	\$ 5,000.00 per annum
Stenographer-Clerk	1,200.00 per annum

Section 6.

MAYOR'S OFFICE.

Mayor	\$10,000.00 per annum
Mayor's Secretary	4,500.00 per annum
Assistant Secretary	3,000.00 per annum
Chief Clerk	1,980.00 per annum
Clerk	1,920.00 per annum
Stenographer	1,980.00 per annum
Stenographer and File Clerk	1,320.00 per annum
Messenger	1,500.00 per annum
Chief Accountant	4,350.00 per annum
Accountant	2,460.00 per annum
Stenographer-Clerk	1,260.00 per annum
Six Police Magistrates	3,000.00 each per annum
Clerk	1,860.00 per annum
Morals Court Magistrate	4,000.00 per annum
Magistrate for Morals Court	2,500.00 per annum
Stenographer-Clerk	1,560.00 per annum
Traffic Court Magistrate	4,000.00 per annum
Clerk	1,500.00 per annum

Section 7.

Mayor's Office—Supervisor of City Stables.

Supervisor of City Stables	\$ 2,160.00 per annum
Two Veterinary Surgeons	1,260.00 each per annum
Clerk	990.00 per annum

Section 8.

Mayor's Office—Municipal Garage and Repair Shop.

Superintendent	\$ 3,000.00 per annum
Deputy Superintendent of Machinery	1,800.00 per annum
Clerk	1,380.00 per annum
Harness Maker	1,500.00 per annum
Five Chauffeur Mechanics	1,500.00 each per annum
Engineer	1,920.00 per annum
Five Machinists, not to exceed	C. U. W.
Two Blacksmiths, not to exceed	C. U. W.
Three Blacksmiths' Helpers, not to exceed	C. U. W.
Two Wagon Makers, not to exceed	C. U. W.
Coach Painter, not to exceed	C. U. W.
Automobile Mechanic Foreman	5.20 per day
Four Automobile Mechanics	4.80 each per day
Night Trouble Man	7.20 per day
Storekeeper	3.30 per day
Watchman	3.20 per day
Ten Laborers	3.20 each per day

At the salaries herein fixed, the Superintendent and Deputy Superintendent of Machinery shall be paid together with the additional salary of thirty dollars each per annum, which said additional salary of thirty dollars each

per annum, shall be set aside in equal monthly installments by the City Controller and paid to the Firemen's Disability Board of the City of Pittsburgh, for the purpose of making such employees beneficiaries in the Firemen's Disability Fund, subject, to the provisions of Ordinance No. 19, Series 1919, approved February 6, 1919, and recorded in Ordinance Book Volume 30.

Page 183.

Section 9.

Mayor's Office—City Architect.

City Architect	\$ 4,500.00	per annum
Architectural Draftsman	2,820.00	per annum
Draftsman	2,760.00	per annum
Draftsman	2,610.00	per annum
Stenographer	1,140.00	per annum
Inspector of Construction	2,160.00	per annum

Section 10.

Mayor's Office—Transit Commission.

Secretary	\$ 2,640.00	per annum
Chief Draftsman	2,190.00	per annum
Clerk	1,560.00	per annum
Stenographer	1,560.00	per annum

Section 11.

DEPARTMENT OF CITY CONTROLLER

City Controller	5,000.00	per annum
Chief Clerk and Accountant	4,000.00	per annum
General Clerk and Assistant Bookkeeper	4,350.00	per annum
Two Accountants	2,460.00	each per annum
Warrant Clerk	2,520.00	per annum
Warrant Clerk	1,800.00	per annum
Counter Clerk	1,980.00	per annum
Counter Clerk	1,650.00	per annum
Street Account Clerk	2,100.00	per annum
General Clerk and Auditor	2,160.00	per annum
Controller's Auditor	1,800.00	per annum
Controller's Auditor	1,620.00	per annum
Stenographer-Clerk	1,620.00	per annum
Messenger	1,200.00	per annum
Two Field Auditors	2,100.00	each per annum
Auditor	3,840.00	per annum
Two Clerks	1,500.00	each per annum
Clerk	1,320.00	per annum

Section 12.

Department of City Controller—Bureau of Accounting Revision

Chief Accountant	\$ 4,350.00	per annum
Accountant	3,000.00	per annum
Two Accountants	2,460.00	each per annum
Accountant	2,160.00	per annum
Stenographer-Clerk	1,620.00	per annum

Section 13.

CITY TREASURER

City Treasurer and Collector of Delinquent Taxes....	\$ 8,000.00	per annum
Chief Clerk	3,450.00	per annum
Paymaster	2,880.00	per annum
Cashier	2,400.00	per annum
Bond Clerk	2,160.00	per annum
Two Clerks	2,160.00	each per annum
Six Clerks	1,800.00	each per annum
Three Clerks	1,500.00	each per annum
Stenographer-Clerk	1,650.00	per annum
Two Stenographers	1,200.00	each per annum
Chauffeur	1,500.00	per annum
Messenger	1,200.00	per annum
Dog License Collector	1,500.00	per annum

At the salary herein fixed the dog license collector shall be paid and in addition shall, at the end of the fiscal year, receive a commission of 10 per cent of the gross receipts from dog licenses in excess of \$10,000.00.

Cashiers, as needed	\$ 125.00	each per month
Clerks, as needed	110.00	each per month
Clerks, as needed	100.00	each per month
Stenographers, as needed	100.00	each per month

The City Treasurer shall be and he is hereby authorized to allow and pay temporary clerks engaged in this office during the tax collecting season the sum of 75c for each and every hour of overtime in excess of the hours now established by ordinance, during which said temporary clerks shall be employed.

Section 14.

DEPARTMENT OF COLLECTOR OF DELINQUENT TAXES

Chief Clerk	\$ 3,450.00	per annum
Bookkeeper	1,950.00	per annum
Clerk	2,100.00	per annum
Six Clerks	1,800.00	each per annum
Clerk	1,500.00	per annum
Two Clerks	1,200.00	each per annum
Stenographer-Clerk	1,200.00	per annum

Section 15.

DEPARTMENT OF LAW

City Solicitor	\$ 8,000.00	per annum
Special Assistant City Solicitor, as provided for in Ordinance No. 48, approved February 7, 1917.....	6,000.00	per annum
First Assistant City Solicitor	4,500.00	per annum
Five Assistant City Solicitors	3,600.00	each per annum
Two Investigators	2,400.00	per annum
Chief Clerk	2,500.00	per annum
Three Stenographers	1,800.00	each per annum
Messenger-Clerk	1,650.00	per annum
Telephone Operator	1,080.00	per annum
Lien Clerk	3,600.00	per annum
Assistant Lien Clerk	1,800.00	per annum

Municipal Improvement Clerk	3,450.00 per annum
Two Stenographers	1,380.00 each per annum

Section 16.

Department of Law—Bureau of Public Improvements

Superintendent	\$ 3,300.00 per annum
Chief Clerk	1,980.00 per annum
Clerk	1,800.00 per annum
Clerk	1,260.00 per annum
Two Evidence Stenographers	1,800.00 each per annum
Three Service Clerks	1,440.00 each per annum
Engineering Draftsman	1,800.00 per annum

Section 17.

DEPARTMENT OF ASSESSORS

Chief Assessor	\$ 4,200.00 per annum
Nine Assessors	4,000.00 each per annum
Assistant Chief Clerk	2,520.00 per annum
Six Clerks	1,800.00 each per annum
Four Clerks	1,500.00 each per annum
Nine Clerks	1,440.00 each per annum
Two Clerks	1,200.00 each per annum
Stenographer-Clerk	1,380.00 per annum
Supervising Draftsman	2,460.00 per annum
Three Engineering Draftsmen	1,800.00 each per annum
Temporary Clerks, as needed	110.00 each per month

Section 18.

CIVIL SERVICE COMMISSION.

President	\$ 2,400.00 per annum
Two Commissioners	2,000.00 each per annum

Section 19.

CITY PLANNING COMMISSION

Chief Engineer	\$ 4,500.00 per annum
Assistant Chief Engineer	3,450.00 per annum
Stenographic Secretary	2,640.00 per annum
Stenographer-Clerk	1,380.00 per annum
Four Draftsmen	1,800.00 each per annum

Section 20.

ART COMMISSION

Executive Secretary	\$ 2,400.00 per annum
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Section 21.

DEPARTMENT OF SUPPLIES

Director	\$ 6,500.00 per annum
Chief Clerk	3,000.00 per annum
Auditor	2,460.00 per annum
Bookkeeper	1,650.00 per annum
Clerk	1,800.00 per annum
Clerk	1,800.00 per annum

Clerk	1,380.00	per annum
Clerk	1,260.00	per annum
Clerk	1,200.00	per annum
Two Clerks	990.00	each per annum
Clerk	900.00	per annum
Stenographer	1,260.00	per annum
Stenographer	1,260.00	per annum
Messenger	1,200.00	per annum
Senior Storekeeper	1,500.00	per annum
Two Chauffeur Delivery Men	1,500.00	per annum
Two Warehousemen	1,320.00	each per annum

Section 22.

BOARD OF WATER ASSESSORS

Chairman of Board	\$ 4,000.00	per annum
Two Members of Board	3 300.00	each per annum
Chief Clerk	2,280.00	per annum
Adjuster	1,800.00	per annum
Seven Meter Clerks	1,440.00	each per annum
Stenographer	1,200.00	per annum
Twenty-two Rate and Assessment Clerks	1,440.00	each per annum
Addressograph Operator	1,140.00	per annum

Section 23.

CARNEGIE FREE LIBRARY OF ALLEGHENY

Librarian and Custodian of Building	\$ 4,000.00	per annum
Stenographer-Clerk	990.00	per annum
Head Library Assistant	2,100.00	per annum
Cataloguer	1,320.00	per annum
Assistant Cataloguer	1,200.00	per annum
Children's Librarian	1,440.00	per annum
Two Library Assistants	1,260.00	each per annum
Two Library Assistants	1,200.00	each per annum
Three Library Sub-Assistants	960.00	each per annum
Four Library Sub-Assistants	900.00	each per annum
Two Library Sub-Assistants	810.00	each per annum
Apprentice	720.00	per annum
Three Apprentices	660.00	each per annum
Four Apprentices	600.00	each per annum
Organist	1,500.00	per annum
Two Sunday Assistants	3.30	each per day
Sunday Assistant	2.25	per day
Engineer	1 920.00	per annum
Head Janitor	1,380.00	per annum
Three Janitors	3.20	each per day
Six Cleaners	750.00	each per annum
Branch Librarian	1,560.00	per annum
Library Sub-Assistant	960.00	per annum
Library Sub-Assistant	900.00	per annum
Cleaner	750.00	per annum

Section 24.

DEPARTMENT OF HEALTH.

Director	\$ 7,000.00	per annum
Chief Clerk	2,520.00	per annum

Bookkeeper	2,460.00 per annum
Stenographer-Clerk	1,380.00 per annum
Chauffeur	1,500.00 per annum

Section 25.

Department of Health—Bureau of Infectious Diseases.

Superintendent	\$ 4,000.00 per annum
Chief Clerk	2,160.00 per annum
Two Clerks	1,650.00 each per annum
Stenographer	1,200.00 per annum

Section 26.

Department of Health—Division of Registration.

Chief Statistical Clerk	\$ 1,980.00 per annum
Statistical Clerk	1,650.00 per annum

Section 27.

Department of Health—Division of Transmissible Diseases.

Chief Medical Inspector	\$ 2,820.00 per annum
Supervising Medical Inspector	2,160.00 per annum
Five Medical Inspectors	1,800.00 each per annum
Clerk	1,740.00 per annum
Clerk	1,260.00 per annum
Chief Disinfecter	1,500.00 per annum
Three Disinfectors	1,380.00 each per annum
Field Inspector	1,500.00 per annum
Thirteen Field Nurses	1,200.00 each per annum
Quarantine Guards	3.20 each per day

Section 28.

Department of Health—Division of Bacteriology.

Director of Laboratory	\$ 3,150.00 per annum
Bacteriologist	2,820.00 per annum
Bacteriologist	2,160.00 per annum
Assistant Chemist and Bacteriologist	1,950.00 per annum
Clerk	1,620.00 per annum
First Laboratory Assistant	1,500.00 per annum
Second Laboratory Assistant	1,380.00 per annum
Third Laboratory Assistant	1,140.00 per annum
Two Sample Collectors	1,200.00 each per annum
Laboratory Cleaner	3.30 per day

Section 29.

Department of Health—Tuberculosis Hospital.

Superintendent	\$ 2,100.00 per annum
Chief Resident Physician	1,800.00 per annum
Two Assistant Resident Physicians	1,440.00 each per annum
Clerk	1,140.00 per annum
Clerk	840.00 per annum
Superintendent of Nurses	1,440.00 per annum
Ten Nurses	1,020.00 each per annum
Supervisor of Attendants	780.00 per annum

Three Orderlies	660.00 each per annum
General Maid	540.00 per annum
Four Ward Maids	480.00 each per annum
Three Maids	480.00 each per annum
Two Children's Assistants	540.00 each per annum
Two Scrub Women	480.00 each per annum
Four Cleaners	720.00 each per annum
Chauffeur	1,200.00 per annum
Chief Cook	780.00 per annum
Two Assistant Cooks	540.00 each per annum
Three Engineers	1,920.00 each per annum
Farmer	840.00 per annum
Carpenter, not to exceed	C. U. W.
Painter, not to exceed	C. U. W.
Laundryman	3.20 per day
Three Laundresses	2.50 each per day
Four Laborers	3.20 each per day

Section 30.

Department of Health—Municipal Hospital.

Superintendent	\$ 2,100.00 per annum
Clerk	1,140.00 per annum
Chauffeur	1,200.00 per annum
Resident Physician	2,640.00 per annum
Hospital Interne	1,080.00 per annum
Superintendent of Nurses	1,440.00 per annum
Night Superintendent of Nurses	1,080.00 per annum
Fourteen Nurses	1,020.00 each per annum
Seven Ward Assistants	570.00 each per annum
Five Orderlies	660.00 each per annum
Seamstress	780.00 per annum
Cook	780.00 per annum
Two Assistant Cooks	600.00 per annum
Assistant Cook	570.00 per annum
Nurses, as needed	85.00 each per month
Orderlies, as needed	60.00 each per month
Ward Assistants, as needed	50.00 each per month
Three Engineers	1,920.00 each per annum
Carpenter, not to exceed	C. U. W.
Painter, not to exceed	C. U. W.
Two Watchmen	3.20 each per day
Laundryman	3.20 per day
Four Laundresses	2.50 each per day
Four Scrub Women	2.00 each per day
Four Laborers	3.20 each per day

Section 31.

Department of Health—Bureau of Child Welfare.

Superintendent	\$ 4,000.00 per annum
Medical Service Inspector	1,500.00 per annum
Clerk	1,650.00 per annum
Clerk	1,380.00 per annum
Stenographer-Clerk	1,380.00 per annum
Ten Medical Inspectors	2,160.00 each per annum
Twenty-six Medical Inspectors for ten months.....	180.00 each per month

Eighteen Field Nurses	1,200.00 each per annum
Eight Assistant Nurses	780.00 each per annum
Two Assistant Nurses	690.00 each per annum
Assistant Nurses	2.00 each per day

Section 32.

Department of Health—Bureau of Smoke Regulation.

Bureau Chief	\$ 3,600.00 per annum
Four Smoke Inspectors	1,800.00 each per annum
Stenographer-Clerk	1,260.00 per annum
Stenographer-Clerk	990.00 per annum
Four Advisory Engineers	10.00 each per meeting

Section 33.

Department of Health—Bureau of Sanitation.

Superintendent	\$ 4,000.00 per annum
Chief Clerk	2,340.00 per annum
Stenographer	1,200.00 per annum
Six Weighmasters	3.20 each per day
Laborers	3.20 each per day

Section 34.

Department of Health—Division of Plumbing and House Drainage.

Chief Plumbing Inspector	\$ 2,610.00 per annum
Assistant Chief Plumbing Inspector	2,340.00 per annum
Eleven Plumbing Inspectors	2,040.00 each per annum
Clerk	1,650.00 per annum
Plumbing Examiners	5.00 each per day

Section 35.

Department of Health—Division of Housing and Sanitary Inspection.

Chief of Division	\$ 2,400.00 per annum
Three Supervisors	1,800.00 each per annum
Clerk	1,650.00 per annum
Clerk	1,200.00 per annum
Stenographer	1,200.00 per annum

Twenty-nine Inspectors, one of whom shall be a female:

First year	1,380.00 each per annum
Second year	1,470.00 each per annum
Third year	1,560.00 each per annum

Section 36.

Department of Health—Bureau of Food Inspection.

Superintendent	\$ 4,000.00 per annum
Chief Clerk	2,160.00 per annum
Stenographer	1,200.00 per annum

Section 37.

Department of Health—Division of Dairy Inspection.

Ten Dairy Inspectors	\$ 1,800.00 each per annum
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Section 38.

Department of Health—Division of Meat Inspection.

Chief Meat Inspector	\$ 2,160.00 per annum
Seven Meat Inspectors	1,800.00 each per annum

Section 39.

Department of Health—Division of Milk and Miscellaneous Food Inspection.

Chief Food Inspector	\$ 2,160.00 per annum
Assistant Food Inspector	1,800.00 per annum
Eight Food Inspectors	1,680.00 each per annum
Bacteriologist and Chemist	2,400.00 per annum
Assistant Chemist	1,740.00 per annum
Two Laborers	3.20 each per day

Section 40.

DEPARTMENT OF CHARITIES.

Director	\$ 5,000.00 per annum
Chief Clerk	2,520.00 per annum
Examiner	1,800.00 per annum
Cashier-Clerk	1,650.00 per annum
Chief Inspector	1,650.00 per annum
Two Inspectors	1,560.00 each per annum
Stenographer-Clerk	1,260.00 per annum
Messenger	1,200.00 per annum
Eleven District Physicians	1,260.00 each per annum

Section 41.

Department of Charities—City Home and Hospital, Mayview.

Medical Director and Superintendent	\$ 4,000.00 per annum
Resident Clerk	1,440.00 per annum
Clerk	780.00 per annum
Stenographer	930.00 per annum
Resident Physician	2,520.00 per annum
Ass'tant Resident Physician	2,100.00 per month
Two Junior Physicians	1,800.00 each per annum
Dentist	1,560.00 per annum
Hospital Steward and Ph. G.	1,890.00 per annum
Dietitian	1,140.00 per annum
Laboratory Assistant and Clerk	1,020.00 per annum
Two Supervisors, Male Asylum	840.00 each per annum
Two Supervisors	780.00 each per annum

Asylum Attendants—

First year, Male	600.00 each per annum
Second year, Male	690.00 each per annum
Third year, Male	780.00 each per annum

Asylum Attendants—

First year, Female	540.00 each per annum
Second year, Female	630.00 each per annum
Third year, Female	720.00 each per annum
Supervisor (Male Hospital)	720.00 per annum

Male Nurse (Male Hospital)	600.00 per annum
Registered Nurse in Charge (Female Hospital).....	1,140.00 per annum
Two Registered Nurses (Female Hospital).....	720.00 each per annum
Supervisor Tubercular Hospital	840.00 per annum
Two Chaplains (Protestants)	840.00 each per annum
Chaplain (Catholic)	840.00 per annum
Supervisor Male Home	660.00 per annum
Matron Female Home	600.00 per annum
Matron Administration Building	540.00 per annum
Storekeeper	1,140.00 per annum
Assistant Storekeeper	1,140.00 per annum
Two Dining Room Maids	540.00 each per annum
Two Officers' Cooks	720.00 each per annum
Officers' Cook	660.00 per annum
Tubercular Hospital Cook	660.00 per annum
Inmates' Cook	540.00 per annum
Head Laundress	600.00 per annum
Laundress	600.00 per annum
Assistant Laundress	540.00 per annum
Tailor	720.00 per annum
Dairyman	720.00 per annum
Organist	120.00 per annum
Three Watchmen	660.00 each per annum
Poultryman	1,440.00 per annum
Farmer	1,440.00 per annum
Assistant Farmer	720.00 per annum
Gardener	1,140.00 per annum
Four Drivers	600.00 each per annum
Chief Engineer	2,520.00 per annum
Three Engineers	1,920.00 each per annum
Four Firemen, not to exceed	C. U. W.
Electrical Engineer, not to exceed	C. U. W.
Steam Fitter, not to exceed	C. U. W.
Two Plumbers, not to exceed	C. U. W.
Carpenter, not to exceed	C. U. W.
Painter, not to exceed	C. U. W.
Baker, not to exceed	C. U. W.
Slater, not to exceed	C. U. W.
Plasterer, not to exceed	C. U. W.
Bricklayer, not to exceed	C. U. W.
Painters, as needed, not to exceed	C. U. W.
Repairmen	3.30 each per day
Laborers, not to exceed	2.45 each per day
Mine Foreman	2,400.00 per annum
Two Day Men, not to exceed	4.80 each per day
Driver, not to exceed	C. U. W.
Dump and Weight Man, not to exceed	C. U. W.
Engineer, not to exceed	C. U. W.
Blacksmith, not to exceed	C. U. W.
Carpenter, not to exceed	C. U. W.
Miners, not to exceed	C. U. W.
Cutters, not to exceed	C. U. W.

Section 42.

DEPARTMENT OF PUBLIC SAFETY.

Director	\$ 8,000.00 per annum
Special Assistant to the Director	3,600.00 per annum
Chief Clerk	3,600.00 per annum

Assistant Chief Clerk	2,160.00	per annum
Clerk	1,500.00	per annum
Clerk	1,380.00	per annum
Stenographer-Clerk	1,950.00	per annum
Two Stenographers	1,500.00	each per annum
Messenger	1,200.00	per annum
Multigraph Operator	1,050.07	per annum
Fire and Police Surgeon	2,320.00	per annum
Chauffeur	1,500.00	per annum
Night Officer	1,200.00	per annum
Elevator Operator	1,200.00	per annum
Four Cleaners	750.00	each per annum
Two Window Cleaners	3.20	each per day
Electrical and Mechanical Engineer	2,520.00	per annum
Three Engineers	1,920.00	each per annum
Three Oilers, not to exceed	C. U. W.	
Carpenter Foreman, not to exceed	C. U. W.	
Four Carpenters, not to exceed	C. U. W.	
Painter Foreman, not to exceed	C. U. W.	
Three Painters, not to exceed	C. U. W.	
One Painter and Grainer, not to exceed	C. U. W.	
Four Plumbers, not to exceed	C. U. W.	

Section 43.

Department of Public Safety—Division of Accounts and Permits.

Chief Clerk	\$ 2,520.00	per annum
Assistant Chief Clerk	1,800.00	per annum
Bookkeeper	1,800.00	per annum
Clerk	1,650.00	per annum
Three Clerks	1,500.00	each per annum
Three Stenographer-Clerks	1,200.00	each per annum

Section 44.

Department of Public Safety—Division of Weights and Measures.

Chief Inspector	\$ 2,460.00	per annum
Assistant Chief Inspector	1,650.00	per annum
Seven Inspectors	1,560.00	each per annum

Section 45.

Department of Public Safety—Division of Boiler Inspection.

Boiler Inspector	\$ 2,400.00	per annum
Two Assistant Boiler Inspectors	1,800.00	each per annum

Section 46.

Department of Public Safety—Bureau of Police.

Superintendent	\$ 4,500.00	per annum
Chief Clerk	2,250.00	per annum
Two Stenographer-Clerks	1,800.00	each per annum
Clerk	1,500.00	per annum
Clerk	1,380.00	per annum
Clerk	1,200.00	per annum
Messenger	990.00	per annum
Four Telephone Operators	1,080.00	each per annum
Six District Commissioners	2,640.00	each per annum

One Commissioner of Traffic	2,640.00 per annum
One Lieutenant of Traffic	2,160.00 per annum
Thirty-six Lieutenants	2,160.00 each per annum
Forty-nine Sergeants	1,890.00 each per annum

Eight hundred and nine Patrolmen:

First year	1,620.00 each per annum
Second year	1,680.00 each per annum
Third year	1,740.00 each per annum

Fifty Sub-Patrolmen, at the rates herein above specified for Patrolmen.

Sub-Patrolmen at the rates herein above specified for assignment when regular Patrolmen are absent from duty.

Captain of Detectives	\$ 3,000.00 per annum
Thirty-six Detectives	2,100.00 each per annum
Lieutenant of Detectives	2,400.00 per annum
Three Signal Service Operators	1,500.00 each per annum
Five Women Police Auxiliaries	1,416.00 each per annum
Sixteen Matrons	1,050.00 each per annum
Four Cleaners	750.00 each per annum
Six Bridge Patrolmen	3.60 each per day
Police Guards	3.30 each per day
Fifteen Janitors	3.20 each per day
Nine Laborer Hostlers	3.20 each per day
Labor Foreman	3.30 per day
Nine Laborers	3.20 each per day

Section 47.

Department of Public Safety—Bureau of Fire.

Chief	\$ 4,500.00 per annum
Eight District Chiefs	2,640.00 each per annum
Chief Clerk	2,820.00 per annum
Clerk	1,500.00 per annum
Storekeeper	1,380.00 per annum
Assistant Storekeeper	1,380.00 per annum
Two Training School Instructors	2,100.00 each per annum
Sixteen Fuel Wagon Drivers	1,650.00 each per annum
Ninety-eight Captains	1,920.00 each per annum
Forty-four Lieutenants	1,740.00 each per annum
Seventy-eight Engineers	1,770.00 each per annum
Sixty-eight Assistant Engineers	1,590.00 each per annum
One hundred and Eighty-six Drivers	1,650.00 each per annum

Four hundred and forty-six Hosemen and Laddermen:

First year	1,470.00 each per annum
Second year	1,530.00 each per annum
Third year	1,590.00 each per annum

Thirty Substitute Hosemen and Laddermen for a period not exceeding six months in each year, at the rate herein above specified for Hosemen and Laddermen, for assignment when the regular employes of the Bureau of Fire are absent from duty on the annual vacations.

Driver at Stables	\$ 3.20 per day
Two Laborers	3.20 each per day

At the salaries herein fixed, the Chief, District Chiefs, Chief Clerk, Storekeeper, Training School Instructors, Captains, Lieutenants, Engineers, Assistant Engineers, Drivers, Laddermen and Hosemen in the Bureau of Fire shall be paid, together with the additional salary of thirty dollars each per annum, which said additional salary of thirty dollars each per annum shall be set aside in equal monthly installments by the City Controller and paid to the Firemen's Disability Board of the City of Pittsburgh, for the purpose of making such employes beneficiaries in the Firemen's Disability Fund, subject to the provisions of Ordinance No. 19, Series, 1919, approved February 6, 1919, and recorded in Ordinance Book Volume 30, Page 133.

Section 48.

Department of Public Safety—Bureau of Electricity.

Superintendent	\$ 3,600.00 per annum
Deputy Superintendent	2,820.00 per annum
Chief Clerk	1,650.00 per annum
Assistant Engineer	2,460.00 per annum
Chief Fire Alarm Operator	1,800.00 per annum
Nine Fire Alarm Operators	1,740.00 each per annum
Five Police Box Inspectors	1,440.00 each per annum
Two Fire Alarm Box Inspectors	1,440.00 each per annum
Supervisor of Construction	1,980.00 per annum
Two Line Foremen	1,800.00 each per annum
Nine Linemen	1,650.00 each per annum
Chauffeur	1,650.00 per annum
Battery Man	1,680.00 per annum
Instrument Repairman	1,680.00 per annum
Cable Splicer	1,650.00 per annum
Storekeeper	1,380.00 per annum
Chief Telephone Operator	1,140.00 per annum
Eight Telephone Operators	1,080.00 each per annum

At the salaries herein fixed, the Superintendent, Deputy Superintendent, Chief Clerk, Assistant Engineer, Operators, Inspectors, Line Foremen, Linemen, Supervisor of Construction, Batteryman, Instrument Repairman, Cable Splicer, Chauffeur and Storekeeper, in the Bureau of Electricity, shall be paid together with the additional salary of thirty dollars each per annum, which said additional salary of thirty dollars each shall be set aside in equal monthly installments by the City Controller and paid to the Firemen's Disability Board for the use and purpose of the Firemen's Disability Fund of the City of Pittsburgh, for the purpose of making such employes beneficiaries of said Fund, subject to the provisions of Ordinance No. 19, Series 1919, approved February 6, 1919, and recorded in Ordinance Book Volume 30, Page 133.

Section 49.

Department of Public Safety—Bureau of Building Inspection.

Superintendent	\$ 4,000.00 per annum
Chief Clerk	2,160.00 per annum
Clerk	1,650.00 per annum

Section 50.

Department of Public Safety—Division of Engineering.

Chief Engineer	\$ 3,450.00 per annum
Assistant Engineers	2,460.00 per annum

Two Assistant Engineers	2,220.00 each per annum
Inspector-Plan Examiner	1,800.00 per annum

Section 51.

Department of Public Safety—Division of Inspection.

Assistant Superintendent	\$ 2,820.00 per annum
Nine Building Construction Inspectors	2,040.00 each per annum
Two Elevator Inspectors	1,800.00 each per annum
Fire Escape Inspector	1,800.00 per annum
Sign Inspector	1,800.00 per annum
Plastering Inspector	2,040.00 per annum
Inspector of Explosives	1,800.00 per annum
Seven Patrol Inspectors	1,440.00 each per annum
Chief Electric Wiring Inspector	2,160.00 per annum
Nine Electric Wiring Inspectors	1,740.00 each per annum

At the salaries herein fixed, the Chief Electric Wiring Inspector and the Electric Wiring Inspectors in the Bureau of Building Inspection shall be paid, together with the additional salary of thirty dollars each per annum, which said additional salary of thirty dollars each per annum shall be set aside in equal monthly installments by the City Controller and paid to the Firemen's Disability Board for the use and purpose of the Firemen's Disability Fund of the City of Pittsburgh for the purpose of making such employes beneficiaries of said fund, subject to the provisions of Ordinance No. 19, Series 1919, approved February 6, 1919, and recorded in Ordinance Book Volume 30, Page 183.

Section 52.

DEPARTMENT OF PUBLIC WORKS.

Director	\$ 3,070.00 per annum
Chief Clerk	3,390.00 per annum
Stenographer-Clerk	1,800.00 per annum
Stenographer	1,500.00 per annum
Messenger	1,200.00 per annum
Two Photographers	1,500.00 each per annum
Chauffeur	1,500.00 per annum

Section 53.

Department of Public Works—Division of Accounting.

Chief Accountant	\$ 3,300.00 per annum
Three Accountants	2,190.00 each per annum
Clerk	1,800.00 per annum
Clerk	1,500.00 per annum
Clerk	1,200.00 per annum
Clerk	1,560.00 per annum
Stenographer-Clerk	1,650.00 per annum
Two Stenographer-Clerks	1,200.00 each per annum

Section 54.

Department of Public Works—Bureau of Deed Registry.

Register of Deeds	\$ 2,340.00 per annum
Chief Clerk	1,800.00 per annum
Plotting Clerk	1,500.00 per annum
Two Clerks	1,200.00 each per annum
Two Clerks	1,200.00 each per annum

Section 55.

Department of Public Works—Highways and Sewers.

General Office.

Superintendent	\$ 4,000.00 per annum
Assistant Superintendent	3,600.00 per annum
Chief Clerk	2,160.00 per annum
Stenographer-Clerk	1,500.00 per annum
Stenographer-Clerk	1,200.00 per annum
Three Clerks	1,500.00 each per annum

Section 56.

Department of Public Works—Highways and Sewers.

Division Offices.

Seven District Supervisors	\$ 2,220.00 each per annum
Seven Clerks	1,500.00 each per annum
Seven District Foreman	1,680.00 each per annum
Forty-three Street Foremen	1,500.00 each per annum
Foreman of Carpenters	1,800.00 per annum
Carpenters, not to exceed	C. U. W.
Carpenters' Helpers, not to exceed	C. U. W.
Painters, not to exceed	C. U. W.
Pavers, not to exceed	C. U. W.
Rammers, not to exceed	C. U. W.
Bricklayers, not to exceed	C. U. W.
Bricklayers' Helpers, not to exceed	C. U. W.
Auto Truck Drivers	3.60 each per day
Fourteen Stable Foremen	3.60 each per day
Drivers	3.30 each per day
Repairmen	3.30 each per day
Laborers	3.20 each per day
Three skilled Laborers	3.75 each per day

Section 57.

Department of Public Works—Division of Public Utilities.

Division Engineer	\$ 3,450.00 per annum
Engineering Draftsman	1,800.00 per annum
Transitman	1,650.00 per annum
Five Public Service Inspectors	1,500.00 each per annum

Section 58.

Department of Public Works—Asphalt Plant.

Superintendent	\$ 3,600.00 per annum
Assistant Superintendent	2,190.00 per annum
Eight Engineers	1,920.00 each per annum
Three Clerks	1,500.00 each per annum
General Foreman	1,800.00 per annum
Plant Foreman	1,650.00 per annum
Six Street Foremen	1,650.00 each per annum
Auto Truck Drivers	3.60 each per day
Rakers	4.20 each per day
Tampers	4.00 each per day
Mixer Men	4.20 each per day

Roller Engineers, not to exceed.....	C. U. W.
Pavers, not to exceed	C. U. W.
Rammers, not to exceed	C. U. W.
Bricklayers, not to exceed	C. U. W.
Painters, not to exceed	C. U. W.
Carpenters, not to exceed	C. U. W.
Hoisting and Portable Steam or Motor Engineer, not to exceed	C. U. W.
Hot Shovelers	3.60 each per day
Plant Laborers	3.60 each per day
Laborers	3.20 each per day

Section 59.

Department of Public Works—Bureau of City Property.

Superintendent	\$ 4,000.00 per annum
Chief Clerk	1,950.00 per annum
Librarian-Clerk	1,500.00 per annum
Collector-Clerk	1,500.00 per annum
Stenographer-Clerk	1,260.00 per annum

Section 60.

Department of Public Works—City-County Building.

Deputy Superintendent	\$ 2,280.00 per annum
Janitor-Engineer	1,860.00 per annum
Three Engineers	1,920.00 each per annum
Dispatcher	1,470.00 per annum
Ten Elevator Operators	1,140.00 each per annum
Thirty-six Cleaners	750.00 each per annum
Three Watchmen	3.60 each per day
Twenty-three Male Cleaners	3.20 each per day
Oiler, not to exceed	C. U. W.
Electrician, not to exceed	C. U. W.
Steam Fitter, not to exceed	C. U. W.
Repairman, not to exceed	C. U. W.
Painter, not to exceed	C. U. W.
Elevator Maintenance Man, not to exceed.....	C. U. W.
Elevator Maintenance Man Helper, not to exceed.....	C. U. W.

Section 61.

Department of Public Works—North Side Municipal Hall.

Janitor	\$ 1,440.00 per annum
Four Cleaners	750.00 each per annum
Watchman	3.30 per day

Section 62.

Department of Public Works—Diamond Market.

Clerk	\$ 1,800.00 per annum
Clerk Wharf Market	1,140.00 per annum
Three Constables	1,200.00 each per annum
Eleven Elevator Operators	990.00 each per annum
Two Cleaners	750.00 each per annum
Two Watchmen	3.60 each per day
Three Engineers	1,920.00 each per annum
Driver	3.30 per day
Laborers	3.20 each per day

Section 63.

Department of Public Works—North Side Market.

Clerk	\$ 2,190.00 per annum
Two Female Attendants	840.00 each per annum
Watchman	3.60 per day
Laborers	3.20 each per day
Engineers	1,920.00 per annum

Section 64.

Department of Public Works—South Side Market.

Constable	\$ 1,200.00 per annum
Clerk	1,320.00 per annum
Two Cleaners	750.00 each per annum
Watchman	3.30 per day
Laborers	3.20 each per day

Section 65.

Department of Public Works—Wharves and Landings.

Wharfmaster	\$ 1,800.00 per annum
Assistant Wharfmaster	1,500.00 per annum
Labor Foreman	4.00 per day
Five Watchmen	3.60 each per day
Laborers	3.20 each per day

Section 66.

Department of Public Works—Comfort Houses.

Twenty-three Male Attendants	\$ 960.00 each per annum
Twenty-three Female Attendants	960.00 each per annum

Section 66½.

Department of Public Works—Exposition Building.

Two Watchmen	3.20 each per day
Two Cleaners	3.20 each per day

Section 67.

Department of Public Works—Bureau of Water.

Managing Engineer	\$ 6,500.00 per annum
Stenographer	1,500.00 per annum

Section 68.

Department of Public Works—Water Accounting Division.

Chief Clerk	\$ 2,160.00 per annum
Clerk	1,740.00 per annum
Clerk	1,500.00 per annum
Photographer	1,500.00 per annum
Three Telephone Clerks	3.60 each per day
Auto Driver	3.20 per day

Section 69.

Department of Public Works—Water Filtration Division.

Division Superintendent	\$ 3,840.00	per annum
Assistant Division Superintendent	2,460.00	per annum
Clerk	1,740.00	per annum
Stenographer-Clerk	1,380.00	per annum
Telephone Clerk	1,050.00	per annum
Chief Analyst	2,520.00	per annum
Bacteriologist	1,800.00	per annum
Junior Chemist	1,500.00	per annum
Junior Bacteriologist	1,380.00	per annum
Two Laboratory Assistants	1,200.00	per annum
Three Filter Foremen	1,800.00	each per annum
Designing Draftsman	1,950.00	per annum
Rodman	1,200.00	per annum
Two Public Works Inspectors	1,500.00	each per annum
Two Sample Collectors	3.30	each per day
Three Gate Mechanics	3.60	each per day
Filter Attendant	4.00	per day
Nine Assistant Filter Attendants	3.60	each per day
Machinist, not to exceed	C. U. W.	
Machinist's Helper, not to exceed	C. U. W.	
Electrician, not to exceed	C. U. W.	
Plumber, not to exceed	C. U. W.	
Carpenters, not to exceed	C. U. W.	
Painters, not to exceed	C. U. W.	
Four Watchmen	3.20	each per day
Three Labor Foremen	4.00	each per day
Driver	3.30	per day
Laborers	3.60	each per day

Section 70.

Department of Public Works—Water—Mechanical Division.

Division Superintendent	\$ 3,840.00	per annum
Division Engineer	2,820.00	per annum
Assistant Engineer	2,460.00	per annum
Division Clerk	1,740.00	per annum
Stenographer	1,260.00	per annum
Stenographer	1,200.00	per annum
Chief Draftsman	2,460.00	per annum
Four Designing Draftsmen	1,950.00	each per annum
Two Engineering Draftsmen	1,800.00	each per annum
Two Engineering Draftsmen	1,500.00	each per annum
Two Transistmen	1,650.00	each per annum
Two Rodmen	1,200.00	each per annum
Four Chainmen	1,140.00	each per annum
Two Inspectors of Machinery and Castings	1,800.00	each per annum
Three Public Works Inspectors	1,500.00	each per annum
Bricklayer	180.00	per month
Electricians, not to exceed	C. U. W.	
Carpenters, not to exceed	C. U. W.	
Steamfitters, not to exceed	C. U. W.	
Steamfitters' Helpers, not to exceed	C. U. W.	
Painters, not to exceed	C. U. W.	
Machinists, not to exceed	C. U. W.	
Blacksmiths, not to exceed	C. U. W.	

Blacksmiths' Helpers, not to exceed	C. U. W.
Repair Foreman	1,800.00 per annum
Drivers	3.30 each per day
Laborers	3.20 each per day

Section 71.

Department of Public Works—Brilliant Pumping Station.

Chief Engineer	\$ 3,000.00 per annum
Clerk	1,380.00 per annum
Three First Assistant Engineers	6.25 each per day
Three Second Assistant Engineers	5.50 each per day
Three Feed Water Tenders, not to exceed	C. U. W.
Sixteen Oilers, not to exceed	C. U. W.
Six Firemen, not to exceed	C. U. W.
Boiler Tender, not to exceed	C. U. W.
Boiler Tender Helper, not to exceed	C. U. W.
Coal Tender, not to exceed	C. U. W.
Four Repairmen, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 72.

Department of Public Works—Aspinwall Pumping Station.

Chief Engineer	\$ 3,000.00 per annum
Clerk	1,200.00 per annum
Three First Assistant Engineers	6.25 each per day
Three Second Assistant Engineers	5.50 each per annum
Six Oilers, not to exceed	C. U. W.
Three Firemen, not to exceed	C. U. W.
Boiler Tender, not to exceed	C. U. W.
Boiler Tender Helper, not to exceed	C. U. W.
Two Repairmen, not to exceed	C. U. W.
Coal Tender	C. U. W.
Laborers	3.20 each per day

Section 73.

Department of Public Works—Ross Pumping Station.

Chief Engineer	\$ 3,000.00 per annum
Clerk	1,200.00 per annum
Three First Assistant Engineers	6.25 each per day
Three Second Assistant Engineers	5.50 each per day
Twelve Oilers, not to exceed	C. U. W.
Three Firemen, not to exceed	C. U. W.
Boiler Tender, not to exceed	C. U. W.
Repairman, not to exceed	C. U. W.
Coal Tender, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 74.

Department of Public Works—Herron Hill Pumping Station.

Chief Engineer	\$ 2,520.00 per annum
Three First Assistant Engineers	5.75 each per day
Three Second Assistant Engineers	5.00 each per day
Three Firemen, not to exceed	C. U. W.
Boiler Tender, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 75.

Department of Public Works—Mission Street Pumping Station.

Chief Engineer	\$ 2,520.00 per annum
Three First Assistant Engineers	5.75 each per day
Three Second Assistant Engineers	5.00 each per day
Three Firemen, not to exceed	C. U. W.
Repairmen, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 76.

Department of Public Works—Howard Street Pumping Station

Chief Engineer	\$ 2,520.00 per annum
Three First Assistant Engineers	5.75 each per day
Three Second Assistant Engineers	5.00 each per day
Six Firemen, not to exceed	C. U. W.
Boiler Tender, not to exceed	C. U. W.
Boiler Tender Helper, not to exceed	C. U. W.
Two Repairmen, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 77.

Department of Public Works—Lincoln Pumping Station.

Chief Engineer	\$ 2,220.00 per annum
Two First Assistant Engineers	5.00 each per day

Section 78.

Department of Public Works—Greentree Pumping Station.

Chief Engineer	\$ 2,220.00 per annum
Assistant Engineer	5.00 per day
Repairman, not to exceed	C. U. W.

Section 79.

Department of Public Works—Montrose Pumping Station.

Three Firemen, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 80.

Department of Public Works—Water Distribution Division.

Division Superintendent	\$ 3,840.00 per annum
Division Clerk	1,740.00 per annum
Four Clerks	1,500.00 each per annum
Three Clerks	1,260.00 each per annum
Three Stenographer-Clerks	1,260.00 each per annum
Two Division Engineers	2,880.00 each per annum
Four Assistant Engineers	2,460.00 each per annum
Four Designing Draftsmen	1,950.00 each per annum
Two Engineering Draftsmen	1,800.00 each per annum
Transitman	1,650.00 per annum
Two Rodmen	1,200.00 each per annum
Two Chainmen	1,140.00 each per annum
Five Storekeepers	1,380.00 each per annum

Chief Service Inspector	1,980.00 per annum
Meter Repairmen	3.30 each per day
Chief Hydrant Inspector	1,800.00 per annum
Chief Pipe Line Inspector	1,800.00 per annum
Inspector of Machinery and Castings	1,800.00 per annum
Two Public Works Inspectors	1,500.00 each per annum
Service Inspectors	4.00 each per day
Supervisor of Pipe Lines	2,400.00 per annum
Five Assistant Supervisors of Pipe Lines	1,800.00 each per annum
General Service Foreman	1,980.00 per annum
Two Assistant General Service Foremen	1,500.00 each per annum
Three Watchmen	840.00 each per annum
Three Gauge Readers	3.30 each per day
Pipe Line Foremen	4.80 each per day
Drillers	4.00 each per day
Pipemen	4.00 each per day
Caulkers	3.00 each per day
Auto Drivers	3.20 each per day
Drivers	3.30 each per day
Watchmen	3.20 each per day
Pipe Line Laborers	3.60 each per day
Plumbers, not to exceed	C. U. W.
Carpenters, not to exceed	C. U. W.
Blacksmiths, not to exceed	C. U. W.
Blacksmiths' Helpers, not to exceed	C. U. W.
Painters, not to exceed	C. U. W.
Bricklayers, not to exceed	C. U. W.
Cement Finishers, not to exceed	C. U. W.
Pavers, not to exceed	C. U. W.

Section 81.

Department of Public Works—Bureau of Light.

Superintendent	\$ 3,000.00 per annum
Inspector	1,650.00 per annum
Foreman of Laborers	1,500.00 per annum
Three Laborers	3.20 each per day

Section 82.

Department of Public Works—Bureau of Parks.

Superintendent	\$ 4,000.00 per annum
Chief Clerk	2,100.00 per annum
Stenographer-Clerk	1,440.00 per annum
Clerk	1,200.00 per annum

Section 83.

Schenley Park.

Park Supervisor	\$ 2,640.00 per annum
Five Watchmen	3.20 each per day
Two Park Foremen	3.30 each per day
Foreman, Merry-go-round	3.60 per day
Nursery Foreman	1,800.00 per annum
Golf Supervisor	135.00 per month
Golf Instructor	105.00 per month
Foreman, Golf Grounds	3.30 per day
Stable Foreman	3.30 per day

Assistant Stable Foreman	3.30 per day
Six Drivers	3.30 each per day
Laborers	3.20 each per day
Engineer, Steam Roller, not to exceed	C. U. W.

Section 84.

Conservatory.

Mechanical Foreman	\$ 1,800.00 per annum
Nine Florists	1,530.00 each per annum
Female Attendant	750.00 per annum
Cleaner	750.00 per annum
Assistant Mechanical Foreman	3.60 per day
Three Assistant Florists	3.30 each per day
Four Greenhouse Attendants	3.30 each per day
Carpenter, not to exceed	C. U. W.
Painter, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 85.

Conservatory, North Side.

Four Florists	\$ 1,530.00 each per annum
Four Greenhouse Attendants	3.30 each per day
Mechanical Foreman	3.60 per day
Assistant Mechanical Foreman	3.30 per day
Painter, not to exceed	C. U. W.
Carpenter, not to exceed	C. U. W.
Laborers	3.20 each per day

Section 86.

Small Parks.

Foreman, Friendship Park	3.30 per day
Foreman, Arsenal Park	3.30 per day
Foreman, Grandview Park	3.30 per day
Foreman, West End Park	3.30 per day
Foreman, McKinley Park	3.30 per day
Foreman, Olympia Park	3.30 per day
Foreman, Lawrenceville Park	3.30 per day
Foreman, Holiday Park	3.30 per day
Foreman, Herron Hill Park	3.30 per day
Foreman, Westinghouse Park	3.30 per day
Foreman, Merry-go-round, Grandview Park	3.60 per day
Watchman, McKinley Park	3.20 per day
Watchman, Olympia Park	3.20 per day
Laborers	3.20 each per day

Section 86½.

Highland Park.

Park Supervisor	\$ 1,800.00 per annum
Watchman	1,440.00 per annum
Two Greenhouse Attendants	3.20 each per day
Park Foreman	3.30 per day
Stable Foreman	3.30 per day
Assistant Stable Foreman	3.30 per day
Three Drivers	3.30 each per day

Carpenter, not to exceed	C. U. W.
Painter, not to exceed	C. U. W.
Laborers	3.20 each per day
Three Watchmen	3.20 each per day

Section 87.

Highland Park Zoo.

Head Keeper	\$ 1,800.00 per annum
Engineer	1,920.00 per annum
Painter, not to exceed	C. U. W.
Six Animal Keepers	3.60 each per day
Two Watchmen	3.20 each per day
Engine Room Laborer	3.60 per day
Laborers	3.20 each per day

Section 88.

Riverview Park, North Side.

Park Supervisor	\$ 1,800.00 per annum
Eight Watchmen	3.20 each per day
Three Drivers	3.30 each per day
Foreman, Merry-go-round	3.60 per day
Greenhouse Attendant	3.30 per day
Laborers	3.20 each per day

Section 89.

West Park, North Side.

Park Supervisor	\$ 2,640.00 per annum
Clerk	1,140.00 per annum
Two Park Foremen	3.30 each per day
Watchman	3.20 per day
Laborers	3.20 each per day

Section 90.

Shade Trees.

Forester	\$ 1,800.00 per annum
Laborers	3.20 each per day

Section 91.

Department of Public Works, Bureau of Tests.

Director of Tests	\$ 2,820.00 per annum
Stenographer-Clerk	1,200.00 per annum
Chemist	2,160.00 per annum
Junior Chemist	1,500.00 per annum
Inspector-Chemist	1,500.00 per annum
Laboratory Assistant	1,050.00 per annum

Section 92.

Wherever "C. U. W." appears in the foregoing ordinance the same shall be understood to mean the current rate of union wages paid to others doing similar work or service outside the City employ.

Section 93.

All positions herein designated, not heretofore existing, shall be and the same are hereby created and established at the salaries or wages herein prescribed, and the proper City officers are hereby authorized to fill such positions in the manner prescribed by law.

Section 94.

All Ordinances creating positions or fixing salaries other than those herein enumerated are hereby repealed, with the exception of certain sections of Ordinance No. 434, which became a law January 2, 1920, with the amendments thereto, being Section 53 to 60, inclusive, fixing the number of employees in the Bureau of Engineering and the rate of compensation thereof, and Sections 101 to 113½, inclusive, fixing the number of employees in the Bureau of Recreation and the rate of compensation thereof, which shall remain in full force and effect with reference to the number of employees and the rate of compensation of all employees in the Bureau of Engineering and the Bureau of Recreation.

Section 96. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance. Passed December 19, 1921.

Pittsburgh, December 31, 1921.

I do hereby certify that the foregoing ordinance, duly engrossed and certified, was delivered by me to the Mayor for his approval or disapproval on December 20, 1921, and that the Mayor failed to approve or disapprove the same, or to return the same to Council within (10) days from said date, whereupon the same became a law without his approval, under the provisions of the Act of Assembly in such case made and provided.

E. J. MARTIN,

Clerk of Council.

Ordinance Book 33, Page 199.

No. 593

AN ORDINANCE—Vacating all that portion of Wightman street, in the Fourteenth ward of the City of Pittsburgh, from Beacon street to Munhall road, as originally located, not embraced within the lines of the street as opened.

Whereas, It appears by the petition and affidavit on file in the office of the City Clerk that the abutting property owners have petitioned the Council of the City of Pittsburgh for passage of an ordinance vacating all that portion of Wightman street as originally located lying between the southerly line of Beacon street and the northerly line of the Schenley Heights Plan of Lots, not included within the lines of the street as opened; therefore,

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authorities of the same. That all that portion of Wightman street, in the Fourteenth ward of the City of Pittsburgh, from Beacon street to Munhall road, as originally located by the map of the estate of John Murdoch, Jr., not included within the lines of the street as opened by Ordinance No. 245, approved October 3, 1901, shall be and the same is hereby vacated within the following described boundary lines, to wit:

Beginning at the easterly line of Wightman street as opened to a width of 60 feet by the above mentioned Ordinance No. 245, and the southerly line of Beacon street as widened to a width of 100 feet by Ordinance No. 220, approved January 12, 1891; thence along the southerly line of Beacon street as so widened N. 83° 30' E. 20.18 feet to the easterly line of Wightman street as located to a width of 50 feet by the map of the estate of John Murdoch, Jr., recorded in the Recorder's Office of Allegheny County in Plan Book Volume 7, Page 130; thence along the easterly line of the street as so located S. 1° 13' W. 201.98 feet to the northerly line of 203.98 feet to the northerly line of of 40 feet by Ordinance No. 23, approved January 26, 1920; thence along the northerly line of Munhall road as so opened N. 89° 22' W. 20.00 feet to the easterly line of Wightman street as opened by Ordinance No. 245; thence along the easterly line of the street as so opened N. 1° 13' E. 201.47 feet to the place of beginning, containing 4,055 square feet.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 222.

No. 594

AN ORDINANCE—Granting unto the St. Francis Hospital, their successors and assigns, the right to construct and maintain for their own private use a weigh scale 9x20 feet at street grade on the south side of Geneva street, in front of their property located approximately 38 feet east of the eastern building line of Forty-fourth street, said scale to extend 9 feet from the building line on Geneva street, for the purpose of weighing materials, etc., for the said St. Francis Hospital, Ninth ward, Pittsburgh, Pa.

Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted, that the following be and are hereby given the right and authority, at their own cost and expense, to construct and maintain for their own private use a weigh scale 9x20 feet at street grade on the south side of Geneva street in front of their property located approximately 38 feet east of the eastern building line of Forty-fourth street, said scale to extend 9 feet from the building line on Geneva street, for the purpose of weighing materials, etc., for the said St. Francis Hospital, Ninth ward, Pittsburgh, Pa.

The St. Francis Hospital, their successors and assigns, be and are hereby given the right and authority, at their own cost and expense, to construct and maintain for their own private use a weigh scale 9x20 feet at street grade on the south side of Geneva street in front of their property located approximately 38 feet east of the eastern building line of Forty-fourth street, said scale to extend 9 feet from the building line on Geneva street, for the purpose of weighing materials, etc., for the said St. Francis Hospital, Ninth ward, Pittsburgh, Pa.

The said weigh scale shall be constructed in accordance with the provisions of this ordinance and in accordance with the plan hereto attached and identified as Accession No. A-177, Folder "A," in the files of the Division of Public Utilities, Bureau of Highways and Sewers, Department of Public Works, entitled, "Proposed wagon scale on Geneva street for St. Francis Hospital, Ninth ward, Pittsburgh, Pa."

Section 2. The said party prior to beginning the construction of the said scale shall submit to the Director of the Department of Public Works of the said City a complete set of plans in triplicate, showing the location and

all details for the construction of the said scale, and said plans and the construction of the said scale shall be subject to the approval and supervision of the said Director.

Section 3. The rights and privileges herein granted shall be subject and subordinate to the rights of the City of Pittsburgh and its powers over City streets, and to the ordinances or the City of Pittsburgh relating thereto, and to the provisions of any general ordinance which may hereafter be passed relating to the construction, maintenance and use of scale on City streets and compensation for same.

Section 4. The said grantee shall bear the full cost and expense of the repaving and repair of the street pavement damage, repair of sewers, water lines and other surface and subsurface structures which may be in any way damaged or disturbed by reason of the construction, maintenance and use of the said scale. All of the said work, including the repaving of the street damage, shall be done in the manner and at such times as the Director may order, and shall be subject to his approval and supervision.

Section 5. The rights and privileges granted by this ordinance are granted upon the express condition that the City of Pittsburgh without liability reserves the right to cause the removal of the said scale upon giving six (6) months' notice through the proper officers pursuant to resolution or ordinance of Council to the said St. Francis Hospital, their successors and assigns, to that effect; and that the said grantee, when so notified, shall at the expiration of said six months, forthwith, remove the said scale and replace the street to its original condition, at their own cost and expense.

Section 6. The said grantee shall assume any liability of the City of Pittsburgh for damages to persons or property, including the streets and subsurface structures therein, by reason of the construction, maintenance and use of the said scale, and it is a condition of this grant that the City of Pittsburgh assumes no liability to either persons or property on account of this grant.

Section 7. The foregoing rights and privileges are granted subject to the following condition, to wit: This ordinance shall become null and void, unless within thirty (30) days after its

passage and approval St. Francis Hospital shall file with the City Controller its certificate of acceptance of the provisions thereof, said certificate of acceptance to be executed by the President and Secretary of the said St. Francis Hospital with its corporate seal attached.

Section 8. That any ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 223.

No. 595

AN ORDINANCE—Amending the title and a portion of Section 1 of Ordinance No. 429, approved October 13, 1921, entitled, "An Ordinance widening Carson street east, in the Seventeenth ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the title of Ordinance No. 429, approved October 13, 1921, which reads as follows: "An Ordinance widening Carson street east, in the Seventeenth ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby," be amended to read as follows: "An Ordinance widening Carson street east, in the Seventeenth and Eighteenth wards of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, and providing that the cost, damages and expenses occasioned thereby be assessed against and collected from properties benefited thereby."

Also, a portion of Section 1, which reads as follows: "Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby

ordained and enacted by the authority of the same, that Carson street east, in the Seventeenth ward of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, shall be widened to a variable width by taking for public use for highway purposes all the following described property as hereinafter designated and described as Portions "A" and "B," be amended to read as follows:

"Section 1. Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same, that Carson street east, in the Seventeenth and Eighteenth wards of the City of Pittsburgh, from the first angle east of Sycamore street to a point 73.92 feet west of South First street, shall be widened to a variable width by taking for public use for highway purposes all the following described property as hereinafter designated and described as Portions 'A' and 'B.'"

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 224.

No. 596

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a 48-inch brick sewer on Twenty-fourth street, from the existing outlet north of Railroad street to a point at or near the United States Government Harbor Line, and authorizing the setting aside of the sum of \$5,200.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for the payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same.* That the Mayor and the Director of the Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to

the lowest responsible bidder or bidders for the construction of a 48-inch brick sewer on Twenty-fourth street, from the existing outlet north of Railroad street to a point at or near the United States Government Harbor Line. Commencing on Twenty-fourth street at the outlet of the existing 48-inch brick sewer north of Railroad street, thence northwardly along Twenty-fourth street to a point at or near the United States Government Harbor Line; said sewer to be brick and forty-eight (48") inches in diameter, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of fifty-two hundred (\$5,200.00) dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 225.

No. 597

AN ORDINANCE—Authorizing the Mayor and the Director of the Department of Public Works to advertise for proposals and to award a contract or contracts for the construction of a relief sewer on Minton street, from Brooch way to the existing sewer on Glen Mawr avenue, and authorizing the setting aside of the sum of \$2,000.00 from Code Account 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, for payment of the cost thereof.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the Mayor and the Director of the

Department of Public Works shall be and are hereby authorized and directed to advertise for proposals, and to award a contract or contracts to the lowest responsible bidder or bidders for the construction of a relief sewer on Minton street, from Brooch way to the existing sewer on Glen Mawr avenue. Commencing on Minton street at Brooch way, thence northeastwardly along Minton street to the existing sewer on Glen Mawr avenue; said sewer to be terra cotta pipe and fifteen (15") inches in diameter, and to enter into a contract or contracts with the successful bidder or bidders for the performance of the work in accordance with the laws and ordinances governing the said City.

Section 2. That for the payment of the cost thereof, the sum of two thousand (\$2,000.00) dollars, or so much thereof as may be necessary, shall be and is hereby set apart and appropriated from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of said work.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 226.

No. 598

AN ORDINANCE—Providing for the letting of contracts for materials and general supplies required by the several departments of the City government for the year beginning January 1, 1922.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized and empowered and directed to advertise, from time to time, during the fiscal year beginning January 1, 1922, for proposals for furnishing materials and general supplies required by the several departments of the City govern-

ment, and to award a contract or contracts for the same to the lowest responsible bidder for each item, in the manner and form prescribed by law.

Section 2. That the cost of such materials or supplies shall be chargeable to and payable from the appropriation made to the Department of Supplies, or to the various departments for the purchase of such materials and supplies as may be required and authorized during the fiscal year beginning January 1, 1922, by the respective appropriation ordinances.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 227.

No. 599

AN ORDINANCE—Providing for the letting of a contract or contracts for painting and redecorating the music hall and main reading rooms of the Carnegie Free Library of Allegheny building.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the Mayor and the Custodian of the Carnegie Free Library of Allegheny building be and they are hereby authorized and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders, for the painting and redecorating of the music hall and the main reading rooms of said library building, for a sum not to exceed \$3,000.00.

Section 2. That the sum of \$3,000.00, or so much thereof as may be necessary, shall be and the same is hereby set apart and appropriated from Code Account No. 1152, Repairs, Carnegie Free Library of Allegheny, for the payment of the costs of said painting and redecorating.

Section 3. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 227.

No. 600

AN ORDINANCE—Providing for the letting of a contract for fifty (50), more or less, park benches for the Bureau of Highways and Sewers.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the Mayor and the Director of the Department of Supplies shall be and they are hereby authorized, empowered and directed to advertise for proposals and to award a contract or contracts to the lowest responsible bidder or bidders for the furnishing of fifty (50), more or less, park benches (Bureau of Parks Standard) for the Bureau of Highways and Sewers, at a cost not to exceed the sum of eight hundred and ninety-five (\$895.00) dollars, in accordance with the provisions of an Act of Assembly entitled, "An Act for the government of cities of the second class," approved the 7th day of March, A. D. 1901, and the various supplements and amendments thereto, and the ordinances of City Council in such cases made and provided, same to be chargeable to and payable from Code Account No. 1833.

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 228.

No. 601

AN ORDINANCE—Changing the name of Amberson street, between Fifth avenue and the Pennsylvania Railroad, to "Amberson avenue."

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That the name of Amberson street, between Fifth avenue and the Pennsylvania Railroad, shall be and the same is hereby changed to "Amberson avenue."

Section 2. That any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance be and the same is hereby repealed, so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 229.

No. 602

AN ORDINANCE—Fixing the rental of storerooms, stalls and stands in the North Side Market House, and providing the regulations pertaining to said storerooms, stalls and stands.

Section 1. *Be it ordained and enacted by the City of Pittsburgh, in Council assembled, and it is hereby ordained and enacted by the authority of the same* That from and after the first day of January, 1922, the rates and rentals to be charged for storerooms, stalls and stands in the North Side Market House shall be and the same are hereby fixed and established as follows, to wit:

No. of Storeroom, Stall or Stand.	Rate per Annum.
Storeroom No. 1	\$1,500.00
Storeroom No. 2	1,800.00
Storeroom No. 3	1,500.00
Stall No. 1	240.00
Stall Nos. 2 to 18, both inclusive; each	200.00
Stall No. 19	240.00
Stall No. 20	200.00
Stall Nos. 22 to 38, both inclusive; each	200.00
Stall No. 39	240.00
Stall No. 40	200.00
Stall No. 42	180.00
Stall Nos. 43 to 58, both inclusive; each	140.00
Stall No. 59	200.00
Stall No. 60	140.00
Stall Nos. 62 to 78, both inclusive; each	140.00
Stall No. 80	180.00
Stand Nos. 3, 5, 7, 9, 11, 13, 15, 17, 23, 25, 27, 29, 31, 33, 35 and 37; each	80.00
Stand Nos. 41 and 42; each	40.00
Stand No. 43	80.00
Stand No. 44	60.00
Stand No. 45	80.00
Stand No. 46	60.00
Stand No. 47	80.00
Stand No. 48	60.00
Stand Nos. 49 to 53, both inclusive; each	80.00
Stand No. 54	60.00
Stand No. 55	80.00
Stand No. 56	60.00
Stand No. 57	80.00
Stand No. 58	60.00
Stand Nos. 59 and 60; each	30.00
Stand Nos. 61 and 62; each	40.00
Stand Nos. 63 to 78, both inclusive; each	80.00
Stand Nos. 79 and 80; each	50.00
Stand Nos. 81 to 85, both inclusive; each	100.00
Stand Nos. 86 and 87; each	120.00
Stand Nos. 88 to 97, both inclusive; each	100.00
Stand Nos. 98 and 99; each	120.00
Stand Nos. 100 to 102, both inclusive; each	100.00
Stand Nos. 103 to 114, both inclusive; each	80.00
Stand Nos. 115 and 116; each	60.00
Stand Nos. 117 to 129, both inclusive; each	80.00
Stand Nos. 129½, 130, 131 and 132; each	80.00
Stand Nos. 133, 134 and 135; each	120.00
Stand Nos. 136, 137, 138 and 140; each	80.00
Stand No. 139 (One-half of)	80.00
Stand No. 139 (One-half of)	80.00
Stand No. 141 (One-half of)	80.00
Stand No. 141 (One-half of)	80.00
Stand Nos. 142 to 153, both inclusive; each	80.00
Stand No. 153½	80.00
Stand Nos. 154 to 156, both inclusive; each	80.00
Stand Nos. 157 to 160, both inclusive; each	100.00
Stand Nos. 161 to 174, both inclusive; each	80.00
Stand No. 175 (one-half of)	80.00
Stand No. 175 (one-half of)	80.00
Stand Nos. 176, 177 and 178; each	80.00
Stand Nos. 179 and 180; each	120.00
Stand Nos. 181 to 188, both inclusive; each	80.00
Stand Nos. 189 and 190; each	120.00
Stand Nos. 191 to 197, both inclusive; each	80.00
Stand Nos. 198 and 199; each	120.00
Stand Nos. 200 and 201; each	80.00

Stand No. 203	120.00
Stand Nos. 202 and 204; each....	80.00
Stand No. 205	120.00
Stand Nos. 206 and 207; each....	80.00
Stand Nos. 208 and 209 ;each....	120.00
Stand Nos. 210, 211 and 212; each	80.00
Stand Nos. 213 and 214; each....	120.00
Stand Nos. 215 and 216; each....	80.00
Stand Nos. 217 to 220, both in- clusive; each	120.00
Stand No. 222	100.00
Stand Nos. 223 to 226, both in- clusive; each	80.00
Stand No. 227	100.00
Stand Nos. 228 to 231, both in- clusive; each	80.00
Stand No. 233	50.00
Stand Nos. 234 and 235; each....	40.00

Provided, That in each case where an actual producer of fruits, vegetables, poultry, butter or eggs is occu-

pying a stall or stand, the rental charged shall be one-half the amount specified in this ordinance.

Section 2. All leases of said store-rooms, stalls and stands shall be made by the Director of the Department of Public Works and are to be for five (5) years, commencing with the first day of January, 1922, and all rentals shall be payable monthly in advance.

Section 3. The Director of the Department of Public Works is hereby authorized and directed to formulate and enforce such rules and regulations for the government and preservation of order in said North Side Market as he may deem necessary.

Section 4 The any Ordinance or part of Ordinance, conflicting with the provisions of this Ordinance, be and the same is hereby repealed so far as the same affects this Ordinance.

Passed December 28, 1921.

Approved December 31, 1921.

Ordinance Book 33, Page 229.

RESOLUTIONS

No. 1

Whereas, the City of Pittsburgh by an Ordinance entitled, "An Ordinance granting unto the Duquesne Street Railway Company, its successors, lessees and assigns, the right to enter upon, occupy and use certain highways in the City of Pittsburgh", approved June 16, 1917, authorized the Duquesne Street Railway Company to use certain portions of Fourth avenue and Ross street for emergency purposes, only, and

Whereas, it now seems advisable to permit the operation of cars generally over the streets specified in said Ordinance, and it is desired to permit the same for a period of ninety (90) days to ascertain the advantages or disadvantages which may arise from said general operation; now therefore, be it

Resolved, That the Duquesne Street Railway Company and the Receivers of the Pittsburgh Railways Company be permitted and authorized to use the said tracks on said streets generally for a period of ninety (90) days, and that in the event that such operation is found to be advantageous and helpful to the general public, that said Ordinance may be appropriately amended to permit of said general operation

Passed January 3, 1921.

Approved January 6, 1921.

Resolution Book 5, Page 42.

No. 2

Whereas, Considerable complaint was made by ladies using the comfort station at the North Side City Hall claiming that they were annoyed by men passing to and fro, His Honor, the Mayor, issued an order to erect a

railing at once in order to prevent this custom, therefore, be it

Resolved, That the Mayor be and he is hereby authorized to issue and the City Controller to countersign a warrant in favor of the Safety First Supply Company in the amount of \$95.00 to pay for the aforementioned railing, same to be paid from Code Account 1678, Repairs, North Side City Hall.

Passed January 3, 1921, by a two-thirds vote.

Approved January 6, 1921.

Resolution Book 5, Page 43.

No. 3

Whereas, Funds were appropriated for the erection of a fence at Foster Homestead and it was not deemed advisable to delay erection of same until cold weather, a contract was let to Taylor and Dean on an estimate that was submitted by them. Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Taylor and Dean in the amount of \$2332.22, same to be paid from Code Account 1725, Repairs, Foster Homestead.

Passed January 3, 1921, by a two-thirds vote.

Approved January 6, 1921.

Resolution Book 5, Page 43.

No. 4

Resolved, That the City Controller be and he is hereby authorized to transfer the sum of nine thousand (\$9000.00) dollars from Appropriation

Account No. 1755, "Supplies," to Appropriation Account No. 1741, "Equipment," Department of Public Works Bureau of Water.

Passed January 3, 1921.

Approved January 6, 1921.

Resolution Book 5, Page 43.

No. 5

Whereas, John H. Webster was employed during the interim November 16th, to December 31st, 1921, inclusive, in the Bureau of Fire, Department of Public Safety, under the general and direct supervision of Charles B. Prichard, Director of said Department of Public Safety, and carried on the pay roll as a laborer; and,

Whereas, The said John H. Webster worked twenty-three (23) days overtime during the said period of November 16th to December 31st, 1921, inclusive; and,

Whereas, The regular wages for laborers' services in the City of Pittsburgh are four (\$4.00) dollars per day; now, therefore, be it

Resolved, That the Mayor shall be and he is hereby authorized, empowered and directed to issue, and the City Controller to countersign, a warrant in favor of John H. Webster for the sum of ninety-two (\$92.00) dollars for such overtime services rendered as a laborer in the said Bureau of Fire during the interim November 16th to December 31st, 1920, inclusive, and charge the same to Code Account No. 1462, Item A-3, Wages, Regular Employees, Bureau of Fire, Department of Public Safety, appropriation for the year 1920.

Passed January 10, 1921, by a two-thirds vote.

Approved January 12, 1921.

Resolution Book 5, Page 44.

No. 6

Whereas, Mrs. H. W. Weightman of 308 S. Neville street, was alighting from street car No. 75, at Fifth avenue and Neville street on the night of October 5, 1920, at 10:30 P. M., stepped into a hole on Fifth avenue, cutting her left knee and spraining her right ankle; and

Whereas, Mrs. H. W. Weightman was confined to her bed for a week, and then ordered to the hospital by Dr. Bradshaw, where X-rays were taken of her ankle and later put in splints, remaining in the hospital for two weeks; and

Whereas, Mrs. H. W. Weightman has put in a claim for \$150.00, but is now ready and willing to accept \$100.00 in full settlement of all damages; therefore, be it

Resolved, That in order to compensate Mrs. H. W. Weightman for expenses and her pain and suffering, and to settle the question of liability of the City of Pittsburgh, the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Mrs. H. W. Weightman in the sum of \$100.00, the same being in full settlement of all claims and damages against the City of Pittsburgh, and charge the same to Code Account No. 42 (Contingent Fund).

Passed January 10, 1921, by a two-thirds vote.

Approved January 12, 1921.

Resolution Book 5, Page 44.

No. 7

Whereas, C. F. Holdship owns four small houses in the 10th Ward, Nos. 5177-79 Broad street, which are leased to colored families, one meter for the four houses was installed some time ago by the City, consequently it is impossible to determine which of the four tenants is responsible for the waste of water, and

Whereas, a bill has just come in for period from August 5th to November 3rd, for 703,000 gallons of water consumed, amounting to \$111.16, as these houses produce only \$86.00 a month, this quarter bill is equivalent to 1 1/4 months rental, and is a hardship on the owner, therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be and it is hereby authorized and directed to issue an exoneration to the said C. F. Holdship on account of the said charge for water, in the sum of \$52.33 being 50% of the excess over what the flat rate would have been.

Passed January 10, 1921.

Approved January 12, 1921.

Resolution Book No. 5, Page 45.

No. 8

Whereas, Under the provisions of Bill No. 2057, the Receivers of the Pittsburgh Railways Company have been authorized and permitted to reroute the cars around the City-County Building, using Fourth avenue and Ross street, and

Whereas, it is the desire of Council to ascertain the practical effect and results of said operation. Now, therefore, be it

Resolved, That the Department of Public Safety, through its traffic squad, and the Transit Commission make investigation and study of the existing operating conditions, and of the results of the rerouting provided for under said resolution, and report the same to Council within sixty days.

Passed January 10, 1921.

Approved January 12, 1921.

Resolution Book 5, Page 45.

No. 9

Whereas, the Township Commissioners of Chartiers Township, Allegheny County, Pennsylvania, by resolution duly enacted at a special meeting of its Board, duly convened on the 30th of December, 1920, have certified to the City of Pittsburgh that the said Chartiers Township is indebted, and that there is due and payable without any defense thereto, to the J. B. Reed Company, the sum of \$5377.22 with interest at 6% per annum from December 2nd, 1920, upon a contract for the grading, paving and curbing the City of Pittsburgh to Oak street, of Lakewood avenue from the line of and that on said December 30th, 1920, the Township did not have in its treasury any money with which to pay said indebtedness, a certified copy of such resolution being hereto attached and made part hereof; and,

Whereas, the improvement of Lakewood avenue has been completed and no collections have been made thereon, the estimated cost thereof being \$18 000.00, and the actual cost \$15,364.-86, upon which, the amount of \$9,-987.64 has been paid; and,

Whereas, said Chartiers Township is now a part of the City of Pittsburgh, which is liable for the payment of said contract and

Whereas, the claim of the J. B. Reed Company, for grading, paving and curbing of Lakewood avenue in former Chartiers Township is an immediate liability and constitutes an emergency; therefore, be it

Resolved, that the Mayor be authorized and directed to issue, and the City Controller to countersign a warrant in favor of the J. B. Reed Company, in the sum of \$5,377.22, with interest thereon at 6% per annum from December 2nd, 1920, to be paid from an emergency appropriation.

Passed January 13, 1921, by a two-thirds vote.

Approved January 17, 1921.

Resolution Book, 5, Page 45.

No. 10

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in payment of debts of the former Township of Chartiers, annexed to the City of Pittsburgh January 3, 1921, for the amounts and in favor of the payees as listed, and charge same to Appropriation No. 50, special appropriation for the former Township of Chartiers:

Mrs. G. Kimberly	\$ 8.00
R. S. Chess	650.00
D. S. Ramsay	15.00
N. S. Overholt	15.00
H. D. Dundas	15.00
A. B. Scott	15.00
T. D. Killeen	15.00
C. O. Brant	15.00
P. J. Kenane	15.00
Geo. Nelson	77.50
F. Lewis	67.50
J. J. Howley	67.50
S. Wynne	67.50
M. Crow	72.50
M. Duke	205.50
W. B. Reese	200.00
J. Reilly,	145.00
G. H. Spence	13.75
W. Beclor	7.50
Obey Coal Co.	96.00
C. H. Long	30.00
W. Beclor	20.00
J. J. Strutzinger	20.00

Andrews & Southard	339.50
R. C. Rowley	52.64
Equitable Gas Co.	73.00
G. E. Hoskinson	3.50
Houston Brothers Co.	130.20
H. C. Trust	25.00
Pittsburgh Water Heater Co.	125.00
D. Cassley	27.63
W. J. Quinn	24.00
W. S. Coe	2,315.56
W. S. Gilmore.	657.50
John Toe	35.00
F. Algeo	58.50
H. H. Hanna	2,000.00
Huttlemailer & Craig	24.00
Kaufmann Dept. Stores, Inc.	50.00
James T. Fox Co.	547.00
Duquesne Slag Products Co.	123.00
Wm. Kossler Sons	77.50
Diebold Lumber Co.	2,647.93
W. S. Coe	115.95
Prosser Construction Co.	242.88
Duquesne Light Co.	1,107.21
A. R. Foster	742.44
K. L. Roberts	75.00
Donner Printing Co.	143.00
John Vogt, Prothonotary	132.00
J. B. Reed & Co., interest on contract from December 2, 1920 to January 13, 1921	37.64
West End Savings Bank and Trust Co.,	40,000.00
on notes, payable \$2,500.00 January 7, 1921, \$2,500.00 January 10, 1921, \$5,000.00 March 8, 1921, \$25,000.00 March 15, 1921 and \$5,000.00 April 2, 1921; a total of \$53,805.83.	
Passed January 13, 1921, by two- thirds vote.	
Approved January 17, 1921.	
Resolution Book 5, Page 46.	

No. 11

Whereas, The time for paying taxes and receiving the discount expires on January 31, 1921; and

Whereas, Owing to the delay in fixing the millage and making up of the tax statements, the time for collecting the taxes has been delayed until February 1st, 1921; Therefore, be it

Resolved, That the City Treasurer is hereby authorized and directed to extend the time for paying taxes and receiving the benefit of the two per cent. discount up to and including February 15th, 1921.

Passed January 13, 1921.

Approved January 17, 1921.

Resolution Book 5, Page 47.

No. 12

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the following firm in payment of claim contracted for by the Department of Public Safety without competitive bids, and charge the amount to the appropriation item for the year 1920 shown below:

Schedule	Amount	Appropriation No.
Animal Rescue League of Pittsburgh	\$1,074.18	1460

Passed January 17, 1921, by a two-thirds vote.

Approved January 20, 1921.

Resolution Book 5, Page 47.

No. 13

Whereas, George M. Duffy, Clerk, carried on the payroll of the Delinquent Tax Office, and whose services for sometime past have been loaned to the Bureau of Water, Department of Public Works, in the work of shutting off water supply to properties for which water bills have become delinquent; and

Whereas, The Bureau of Water was not aware until November 8th, 1920, that the said George M. Duffy had received notice of dismissal from the Delinquent Tax Collector as of October 31st, 1920, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George M. Duffy, Clerk, for five (5) days' time at the rate of \$118.00 per month, amounting to \$19.67, and charge same to Salaries Account No. 1759, Bureau of Water.

Passed January 17, 1921, by a two-thirds vote.

Approved January 20, 1921.

Resolution Book 5, Page 47.

No. 14

Whereas, on October 13, 1920, about 8 o'clock P. M., Miss Blanche Howells, who resides at 5602 Ellsworth avenue, City, in alighting from an inbound car, at the Corner of Ellsworth and South Negley avenues, stepped into a hole or depression in the street, causing her to fall and sustaining a badly sprained ankle; and

Whereas, Miss Howells, in addition to suffering great pain as a result of said accident, lost two weeks time from her employment and was put to considerable expense for medical attendance; therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Miss Blanche Howells in the sum of \$100.00 in full settlement of all claims for damages which she might have against the City of Pittsburgh arising out of this accident, and charge the same to Code Account No. 42 (Contingent Fund).

Passed January 17, 1921, by a two-thirds vote.

Approved January 20, 1921.

Resolution Book, 5, Page 48.

No. 15

Whereas, The City of Pittsburgh is paying one of the highest rates of street car fares in the United States; and

Whereas, Up-to-date the Council has not been able to obtain many victories before the Public Service Commission, the local courts, or the United States Court; and

Whereas, The City of Philadelphia has recently suffered from an increase in street car fare; Therefore, be it

Resolved, That the Special Assistant City Solicitor, as soon as possible, confer with the proper authorities of the City of Philadelphia, suggesting

the desire on the part of the City of Pittsburgh, through its proper officers, to join with the City of Philadelphia in action before the Public Service Commission, the Courts, and if necessary, the Legislature of Pennsylvania or other bodies for the purpose of securing justice for the people of the two largest cities in the State in the important matter of street car transportation. And, be it further

Resolved, that a report of the result of the conference with the Philadelphia authorities be submitted to Council at the earliest possible date, together with a recommendation as to the advisability of such joint action between the representatives of the two cities.

Passed January 17, 1921.

Approved January 20, 1921.

Resolution Book 5, Page 48.

No. 16

Whereas, through an error, vouchers of the Bureau of Water have been approved by the Controller and paid in excess of the funds available in Code Account No. 190-C, Supplies and Materials, Bureau of Water; and,

Whereas, There is available in Code Account No. 190, Proceeds of Water Loan A, 1919, sufficient funds to meet these expenditures; be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$696.04 from Code Account No. 190 to Code Account No. 190-C.

Passed January 17, 1921.

Approved January 20, 1921.

Resolution Book 5, Page 49.

No. 17

Resolved, That the City Controller shall be and he is hereby authorized empowered and directed to transfer the following sums of money from certain code accounts to certain other code accounts, as appropriated for year 1920, as hereinafter specified, to-wit:

From Code Account No. 42
Contingent Fund, To. No.
1428, Item A-3, Wages, Regu-

lar Employees, General Office,
Department of Public Safe-
ty\$ 64.00

From Code Account, No. 42,
Contingent Fund, To No. 1444,
Item A-1, Salaries, Regu-
lar Employees, Bureau of Po-
lice\$185.00

Passed January 17, 1921.

Approved January 20, 1921.

Resolution Book 5, Page 49.

No. 18

Whereas, There is not a sufficient balance in Code Account No. 1038, Miscellaneous Services, Supervisor of City Stables, to meet horse shoeing bills for the month of December, and

Whereas, There is a sufficient balance in Code Account N. 1020, Salaries, regular employees, Police Magistrates, which may be used for this purpose, now therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Two thousand five hundred dollars (\$2,500.00) from Code Account No. 1020, Salaries, Regular Employees, Police Magistrates to Code Account No. 1038, Miscellaneous Services, Supervisor of City Stables.

Passed January 17, 1921.

Approved January 20, 1921.

Resolution Book, 5, Page 49.

No. 19

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons in payment of claims contracted for by the Department of Public Safety, and charge the amounts to the appropriation items shown below:

Schedule	Amount	Appropriation No.
John C. Calhoun.....	\$64.69	1459-M
Robert A. Patton	5.81	1459-M
Charles Rosenblatt	55.69	1459-M

Passed January 24, 1921, by a two-thirds vote.

Approved January 27, 1921.
Resolution Book 5, Page 50.

No. 20

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firms in payment of claims contracted for by the Department of Public Safety, and charge the amounts to the appropriation items for the year 1920 as shown below:

Schedule	Amount	Appropriation No.
John Gracey	\$ 8.96	1459
William J. Kane	16.00	1458-M
Charles Rosenblatt....	93.43	1459-M
United Electric Supply Company	204.80	1450

Passed January 24, 1921, by a two-thirds vote.

Approved January 27, 1921.

Resolution Book 5, Page 50.

No. 21

Whereas, In providing for compensation to Hawkins, Delafield and Longfellow for services rendered and to be rendered in the matter of all proceedings relating to the election for the increase of indebtedness of the City of Pittsburgh, no provision was made for necessary expenses in connection with such services; and,

Whereas, Such expenditures made by Hawkins, Delafield and Longfellow, as itemized in their statement dated January 12, 1921, amount to the sum of \$225.99; and,

Whereas, No provision has been made for compensation to Hawkins, Delafield and Longfellow for services rendered and to be rendered in the matter of \$672,000.00 Councilmanic bonds, and they have rendered the City a bill for the same, dated January 12, 1921, in the amount of \$950.00, including special services in connection with examination of the

councilmanic debt of the City, which bill has been approved by the First City Solicitor; be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Hawkins, Delafield and Longfellow in the sum of \$1,175.99, and charge same to Appropriation No. 1054, Attorneys' Fees, Bond Issues.

Passed January 24, 1921.

Approved January 27, 1921.

Resolution Book 5, Page 51.

No. 22

Whereas, The North Pole Ice Company of 1218 West Carson street offers the City of Pittsburgh the sum of \$900.00 for Lot No. 73 in G. Stoy's Amended Plan of Woolslayer Lots located on Mifflin street, Sixth ward, City, bounded and described as follows: Beginning on the southeast side of Mifflin street at a point 148 feet southwest of Fortieth street, thence extending southwardly 20 feet to Lot No. 72 in said plan, thence southeastwardly 100 feet to Cabinet alley, thence northeastwardly 20 feet to Lot No. 74 in said plan, thence northwestwardly 100 feet to Mifflin street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to the North Pole Ice Company for the sum of \$900.00.

Passed January 24, 1921.

Approved January 27, 1921.

Resolution Book 5, Page 51.

No. 23

Whereas, William Burke has offered the City of Pittsburgh the sum of \$600.00 for Lot No. 41, located on Kansas street, Fifteenth ward, City, bounded and described as follows: Beginning on the east side of Kansas street 120 feet south of the corner of Kansas and Rutherglen streets, thence extending southwardly 20 feet to a pin, thence eastwardly 105 feet to Com-

posite alley, thence northwardly 20 feet to a pin, thence westwardly 105 feet to Kansas street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to William Burke for the sum of \$600.00, to be stipulated in the deed that this property cannot be used for the erection of billboards.

Passed January 24, 1921.

Approved January 27, 1921.

Resolution Book 5, Page 51.

No. 24

Whereas, Certain portions of Chartiers Township have been added to the City of Pittsburgh, and

Whereas, The said territory is supplied with water by the South Pittsburgh Water Company at rate materially in excess of the rates charged by the City of Pittsburgh, and

Whereas, The City has heretofore entered into a contract with the South Pittsburgh Water Company for the Eighteenth, Nineteenth and Twentieth wards, providing for an arrangement whereby the consumers of water in said wards pay only the City rates, and the difference is adjusted with the City, and

Whereas, Said contract does not include the territory lately annexed from Chartiers Township; now, therefore, be it

Resolved, That the Law Department be and it is hereby authorized and directed to prepare, and the proper officers of the City are hereby authorized to enter into said contract providing for the extension of the provisions of said contract to the portion of Chartiers Township annexed to the City of Pittsburgh, so that the consumers of water therein may have and enjoy all of the privileges enjoyed by the other users of water within the Eighteenth, Nineteenth and Twentieth wards.

Passed January 24, 1921.

Approved January 27, 1921.

Resolution Book 5, Page 52.

No. 25

Whereas, In the Appropriation Bill for 1921, Council set up the sum of \$4,000.00 as a Contingent Salary Fund, Department of Assessors, to provide for a mandatory increase for said Assessors based upon the official census figures as to the population of the City of Pittsburgh; and

Whereas, The official population of the City of Pittsburgh has been received from the Bureau of the Census; now, therefore, be it

Resolved, That the City Controller be authorized and directed to transfer the sum of \$4,000.00 from Code Account No. 1099-M, Contingent Fund, Department of Assessors, to Code Account No. 1093, Salaries, Regular Employees, Department of Assessors.

Passed January 24, 1921.

Approved January 27, 1921.

Resolution Book 5, Page 52.

No. 26

Whereas, The departmental estimates of the Mayor's Office for equipment in 1921 included the item of \$655.00 for a Burroughs Adding Machine for the Bureau of Costs to replace a machine ten years old, which item was approved by the Budget Committee; and

Whereas, Said machine can only be furnished by the Burroughs Adding Machine Company; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of the Burroughs Adding Machine Company in the sum of Six Hundred Fifty-five (\$655.00) Dollars, and charge the same to Code Account No. 1019, Equipment, Mayor's Office.

Passed January 31, 1921.

Approved February 5, 1921.

Resolution Book 5, Page 53.

No. 27

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

Countersign, a warrant in favor of John C. Calhoun, District Commissioner of the Bureau of Police, for the sum of \$191.61 covering expenses incurred in obtaining evidence on various places for selling liquor and Jamaica ginger, and charge the same to Code Account No. 42, Contingent Fund.

Passed January 31, 1921.

Approved February 5, 1921.

Resolution Book 5, Page 53.

No. 28

Whereas, The City of Pittsburgh in the grading, paving and curbing and damage by grade of Windsor street assessed the property of W. S. Miller in the sum of \$298.05 benefits; and

Whereas, The property of the said W. S. Miller is similarly situated with properties on which appeals were taken by the property owners, and the assessments were reduced from \$296.40 to \$200.00; the said W. S. Miller failing to take an appeal, although his property was similarly situated with properties of his neighbors, who appealed from the assessments and with whom settlements have been made; and

Whereas, The said W. S. Miller finds that he has been unjustly treated, he having paid a benefit assessment of \$298.05, and is desirous of having the same reduced to make his assessments conform with that of his neighbors; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of W. S. Miller in the sum of \$60.00, being the refund on the assessment of \$298.05 for grading, paving and curbing of Windsor street, and charge the same to Code Account No. 42, Contingent Fund.

Passed January 31, 1921, by a two-thirds vote.

Approved February 5, 1921.

Resolution Book 5, Page 53.

No. 29

Whereas, On Friday, April 11, 1919, about nine o'clock P. M., Mrs. Mary

Sarsfield tripped on the defective boardwalk on Wakefield street in the City of Pittsburgh, Pennsylvania, and falling, broke her arm at the wrist, by reason of which injury she incurred a doctor bill and other expenses and losses to the amount of two hundred fifty dollars (\$250.00); therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Mary Sarsfield for the sum of \$150.00, and charge the same to Appropriation No. 42, Contingent Fund.

Passed January 31, 1921, by a two-thirds vote.

Approved February 5, 1921

Resolution Book 5, Page 54.

No. 30

Whereas, A meter has been installed at premises of Henry Mackin, 209 Lacock street, Twenty-second ward, Pittsburgh, Pa., and

Whereas, It appears that the flat rate for one quarter for water used in said premises would be \$8.86, and meter readings at the current rates for the quarter show a use of water in the sum of \$78.28, or an increase in the charge for the water for said period of \$69.42, and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Henry Mackin on account of said charges for water in the sum of \$34.71, being 50 per cent of the excess meter rate over the former flat rate.

Passed January 31, 1921.

Approved February 5, 1921.

Resolution Book 5, Page 54.

No. 31

Whereas, The claim of the Animal Rescue League of Pittsburgh for services rendered in arresting stray dogs and maintaining same for the

month of December, 1920, amounts to \$1,074.18, and is properly chargeable to Code Account No. 1460, Item B, Miscellaneous Services, Bureau of Police; and

Whereas, The unexpended balance in said Code Account No. 1460, Item B, Miscellaneous Services, Bureau of Police, for the year 1920, is only \$970.49; now, therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$103.69 from Code Account No. 1446, Item A-4, Wages, Temporary Employees, Bureau of Police, year 1920, to Code Account No. 1460, Item B, Miscellaneous Services, Bureau of Police, year 1920, the same to be used for the settlement of the account of the said Animal Rescue League of Pittsburgh.

Passed January 31, 1921.

Approved February 5, 1921.

Resolution Book 5, Page 55.

No. 32

Resolved, That Council and the Mayor join with the Memorial Committee of the Fifth Zone, Sixth ward, Pittsburgh, Pa., in inviting General John J. Pershing to attend the unveiling of the Monument of the Fifth Zone Service Men from the Sixth ward, on Memorial Day, Monday, May 30, 1921.

Passed January 31, 1921.

Approved February 11, 1921.

Resolution Book 5, Page 55.

No. 33

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Harland Bartholomew, Consulting Engineer, for one hundred ninety-three and 92/100 (\$193.92) dollars, for services rendered to the Department of City Planning, in a consulting capacity, during the month of January, 1921, and charge the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 55.

No. 34

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Joseph H. Dye, District Commissioner of the Bureau of Police, for the sum of \$6.35, covering expenses incurred in obtaining evidence against illegal selling of liquor, and charge the same to Code Account No. 42, Contingent Fund.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 56.

No. 35

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Robert E. Evans, in the sum of seven hundred eighty-five dollars and sixty-one cents (\$785.61), or so much of the same as may be necessary for the furnishing of coal to Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 56.

No. 36

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Fort Pitt Coal and Coke Company, in the sum of nine thousand four hundred thirty-three and 16/100 (\$9,433.16) dollars, or so much of the same as may be necessary in payment for coal furnished to Brilliant and Aspinwall Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 56.

No. 37

Whereas, after having made two rejections of bids for the furnishing of fuel (coal) for Brilliant, Montrose, Ross and Aspinwall Pumping Stations for the year 1921, it was deemed advisable to refrain from awarding a contract on account of the prices asked and it was therefore necessary for the Department of Supplies to purchase coal on the open market; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants for the following purchases of coal:

Fort Pitt Coal & Coke Co.,
200 cars, 10,000 tons, at
\$4.40 a ton\$44,000.00

Keister MacQuowan Fuel, 3
cars, 150 tons, at \$3.66 per
ton 549.00

Keister MacQuowan Fuel, 10
cars, 500 tons, at \$3.70 per
ton 1,850.00

Valley Camp Coal Co., 60
cars, 3,000 tons, at \$4.25
per ton 12,750.00

Pittsburgh-Cambridge Coal
Co., 10 cars, 500 tons, at
\$3.92 per ton 1,460.00

Corfield Sales Co., 100 cars.
5,000 tons, at \$3.91 per ton 19,550.00

in the above amounts or so much of the same as may be necessary, same to be chargeable to and payable from Code Account No. 1755.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 57.

No. 38

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of J. C. Gormley in the sum of \$25.00, reimbursing him for expenses incurred by having window on his automobile replaced, which was destroyed by a horse in charge of a Mounted Policeman in December, 1920, while the car was parked on Smithfield street near Sixth avenue, and

charge same to Code Account No. 42, Contingent Fund.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 57.

No. 39

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George Kearney for the sum of \$69.20 for expenses incurred in coming to Pittsburgh from Detroit, Michigan, to testify in the matter of the charges of the Division of Investigation that recliped block stone were used in the repaving of Main street, from Liberty avenue to Penn avenue, and charge same to Appropriation No. 42, Contingent Fund.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 57.

No. 40

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Pittsburgh Meter Company, in the sum of five hundred seven and 97/100 (\$507.97) dollars, or so much of the same as may be necessary in payment for the furnishing of meter parts for the Central Meter Shop, same to be chargeable to and payable from Code Account No. 1764.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 58.

No. 41

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Mannella Bros. for the construction of a 15-inch terra cotta pipe sewer on Stratton Lane, from a point about 90 feet south of Walnut street to the exist-

ing sewer on Howe street, it was necessary to do certain extra work, which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, governing the allowance for extra work and the prices of material, amounting to \$90.00, as per bill accompanying final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified to by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge same as part of the cost of said improvement.

Passed February 7, 1921, by a two-thirds vote.

Approved February 11, 1921.

Resolution Book 5, Page 58.

No. 42

Resolved, That the Director of the Department of Public Works is hereby authorized and directed to cause the South Pittsburgh Water Company, under and by virtue of an agreement between the South Pittsburgh Water Company and the City of Pittsburgh, dated October 31, 1910, and an extension of such agreement executed in 1918, to install seventeen (17) fire hydrants in that portion of the Eighteenth and Nineteenth wards, known as Reflectorville. The payment for fire hydrant service from said fire hydrants shall be made from Account No. 1762, Miscellaneous Services, Bureau of Water.

Passed February 7, 1921.

Approved February 11, 1921.

Resolution Book 5, Page 58.

No. 43

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Charles Johnston, District Commissioner of the Bureau of Police, for the sum of \$105.75, covering expenses incurred by him in securing evidence against several persons for illegal selling of liquor, and charge the same to Code Account No. 42, Contingent Fund.

Passed February 14, 1921, by a two-thirds vote.

Approved February 17, 1921.

Resolution Book 5, Page 17.

No. 44

Whereas, There has been appropriated \$10,000.00 for repairs at Highland Park Zoo, which includes tile roof, cages, cement floors, drainage system and buildings; and

Whereas, It is deemed advisable to do part of these repairs with park forces; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to pass payrolls and paybills for materials required to do part of these repairs.

Passed February 14, 1921, by a two-thirds vote.

Approved February 17, 1921.

Resolution Book 5, Page 59.

No. 45

Whereas, The City of Pittsburgh is interested in matters now under consideration by the Legislature of Pennsylvania, such as public utilities, housing, revenue from auto licenses, speed regulation, etc.; and

Whereas, The members of the Legislature from Allegheny county should be given the official support of the City of Pittsburgh in worthy measures affecting the City; therefore, be it

Resolved, That the Mayor be and he is hereby requested to arrange a meeting with the Senators and Representatives of Allegheny county and the Mayor and the Council of the City of Pittsburgh to discuss the legislation which would be of benefit to the City; and, be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in payment of any expenses that may be incurred in connection with said meetings, upon the approval of the Finance Committee, and charge same to Code Account No. 42, Contingent Fund.

Passed February 14, 1921, by a two-thirds vote.

Approved February 17, 1921.

Resolution Book 5, Page 59.

No. 46

Resolved, That the Director of the Department of Public Works, a representative of the Bureau of Engineering and a Committee of Council are hereby authorized to attend and represent the City of Pittsburgh at the American Good Roads Congress to be held February 9 to 12, 1921, at Chicago, Illinois, and the Mayor and the Controller are hereby authorized and directed to respectively issue and countersign warrants in favor of the said Director and representative of the Bureau of Engineering in payment of their necessary expenses incurred by attending the said Congress, and to respectively charge same to Code Accounts No. 1502-B, Miscellaneous Services, Department of Public Works, and No. 1583-B, Miscellaneous Services, Bureau of Engineering.

Passed February 14, 1921, by a two-thirds vote.

Approved February 17, 1921.

Resolution Book 5, Page 60.

No. 47

Resolved, That Council request from the Bureau of Recreation a complete and detailed estimate showing proposed expenditure of the Playground Bond funds; this estimate to include for each proposed item the following:

(1) Accurate scale sketch plans based upon topographic surveys, and showing the proposed division and use of the site for playground purposes, location of any building, fencing, equipment or planting.

(2) A detailed estimate of cost, at present prices, of:

- (a) Each new site to be acquired (conforming to sketch plans).
- (b) Grading of each new site.
- (c) Enclosure of each new site.
- (d) Grading of each present site (conforming to sketch plans).
- (e) Enclosure of each present site.
- (f) Shelter or other building in each site.
- (g) Equipment for each site.

Passed February 14, 1921.

Approved February 17, 1921.

Resolution Book 5, Page 60.

No. 48

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of five thousand dollars (\$5,000.00) from Appropriation No. 49, Interest on Contracts, to Appropriation No. 156, City Hall Bonds, 1910.

Passed February 14, 1921.

Approved February 17, 1921

Resolution Book 5, Page 61.

No. 49

Whereas, Caroline A. Chambers is the owner of property situate on East Ohio street; and

Whereas, No testimony was taken before the Board of Viewers as to the extent of her damages which included a cut along the front of the property for a distance of 139.58 feet, taking from the property 732 square feet; and

Whereas, No appeal has been taken from an assessment of benefits made by the Board of Viewers against the said property; and

Whereas, The said Caroline A. Chambers is desirous and willing to settle the said benefit assessment by the payment of \$400.00; now, therefore, be it

Resolved, That the City Solicitor is hereby authorized and directed to accept the sum of \$400.00 in full payment of the said assessment for the widening and damages by the grade of East Ohio street as assessed against the said Caroline A. Chambers.

Passed February 21, 1921.

Approved February 25, 1921.

Resolution Book 5, Page 61.

No. 50

Whereas, A meter has been installed by the City of Pittsburgh on the premises of Jemina Benson, supplying No. 2118 Reed street, Fifth ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for two quarters for water used in said premises would be \$9.38, and

the meter readings at the current rates for the two quarters show a use of water in the sum of \$40.68, or an increase in the charge for water for said two quarters of \$31.30; and

Whereas, It appears that this charge for water would work a great hardship upon the owner of said property and the situation arises by reason of the transition from the flat to the metered rate; now, therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Jemina Benson, on account of the said charge for water, in the sum of \$15.65, being 50 per cent of the excess of the metered rate over the former flat rate.

Passed February 21, 1921.

Approved February 25, 1921.

Resolution Book 5, Page 61.

No. 51

Whereas, Anna Bosmyer is the owner of property situate on Ellis avenue; and

Whereas, The Board of Viewers assessed the property the sum of \$175.00 for the grading, paving, curbing and damage by grade in the improving of the said Ellis avenue; and

Whereas, The property of the said Anna Bosmyer has been left below the street and will have to be raised; and

Whereas, She has suffered damages greatly in excess of the sum of \$175.00, which was assessed as a benefit on her property; now, therefore, be it

Resolved, That the said Anna Bosmyer shall be and she is hereby exonerated from the payment of the assessment of \$175.00 against her property on Ellis avenue, and the City Solicitor is authorized and directed to cancel said assessment.

Passed February 21, 1921.

Approved February 25, 1921.

Resolution Book 5, Page 62.

No. 52

Whereas, Philip Giannotti of 371 Kaercher street has offered the City of Pittsburgh the sum of \$125.00 for

piece of property located at the corner of Acorn street and Forward avenue, Fifteenth ward, City, bounded and described as follows: Beginning on the southwest side of Acorn street at the corner of Forward avenue, thence extending southeastwardly 3.1 feet to a pin, thence southwardly 60.85 feet to Frazier street, thence northwardly 37.28 feet to Forward avenue, thence westwardly 55.13 feet to Acorn street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Philip Giannotti for the sum of \$125.00.

Passed February 21, 1921.

Approved February 25, 1921.

Resolution Book 5, Page 62.

No. 53

Whereas, H. L. Ross of 2001 Perrysville avenue, North Side, City, has offered the City of Pittsburgh the sum of \$300.00 for Lot No. 5 on Holyoke avenue, Twenty-fifth ward, City, bounded and described as follows: Beginning on the east side of Holyoke avenue at a point 90 feet north-east of a 10-foot alley, thence extending 20 feet northeast to a pin, thence southwest 100 feet to a pin, thence 20 feet southwest to a pin, thence 100 feet northwest to Holyoke avenue, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to H. L. Ross for the sum of \$300.00.

Passed February 21, 1921.

Approved February 25, 1921.

Resolution Book 5, Page 63.

No. 54

Resolved, That the Mayor shall be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the American Reduction Company for \$54,749.73 for the removal of garbage and rubbish and to the Allegheny Garbage Company, De-

partment of W. & H. Walker, Incorporated, for \$15,448.81 for the removal of garbage and rubbish, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, Page 63.

No. 55

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firm in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Amt.	App.No.
Animal Rescue League of Pittsburgh	\$1,081.68	1460
Robert A. Patton	30.20	1459-M
Charles H. Cheetham..	5.29	1459-M

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, Page 63.

No. 56

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of David Braun, in the sum of fifteen hundred (\$1,500.00) dollars, for 100 dozen pair of men's pants, for the Pittsburgh City Home and Hospital, same to be chargeable to and payable from Code Account No. 1320.

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, page 64.

No. 57

Whereas, D. H. Crisman presented to the City of Pittsburgh a certified

check in the amount of \$150.00, being 10 per cent of an offer for the purchase of a piece of City property located on Bellefonte street; and

Whereas, It was discovered that the property in question had been laid out for street purposes and could not be sold; and

Whereas, The City cashed the check July 14, 1918, and placed the money in the general fund; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in the sum of one hundred fifty (\$150.00) dollars in favor of D. H. Crisman and charge the same to Appropriation No. 42, Contingent Fund.

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, Page 64.

No. 58

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of W. H. Elverson Pottery Company, in the sum of seven hundred forty dollars and twenty-one cents (\$740.21), for flower pots furnished to the Schenley Conservatory, same to be chargeable to and payable from Code Account No. 1807 of year 1920.

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, Page 64.

No. 59

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Mayer Wagon Company, 6459 Frankstown avenue, for one hundred seventy dollars and twenty-five cents (\$170.25) for repairs to wagon belonging to the Bureau of Water, the same to be payable from Code Account No. 1765, "Repairs." Bureau of Water, Distribution Division.

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Ordinance Book 5, Page 65.

No. 60

Whereas, Certain bills for repairs to automobile equipment were contracted during 1920 by the Bureau of Highways and Sewers, for which there were insufficient funds to liquidate the same; and

Whereas, The appropriation made for repairs for the Municipal Garage and Repair Shop for 1921, it is estimated, will be sufficient to provide for payment of these claims; and

Whereas, The accounts as scheduled below were contracted after solicitation of competitive bids and are for work performed by these creditors to the amount shown.

Resolved, That the Mayor be authorized and directed to issue and the City Controller to countersign warrants in favor of the firms and individuals in payment of the several claims as scheduled below and charge the amounts to Code Account No. 1616, Repairs, Stables and Yards, Bureau of Highways and Sewers.

Name.	Amount.
Packard Motor Co.	\$145.96
Packard Motor Co.	9.00
Mechanics Auto Repair Co.	84.61
Iron City Spring Co.	9.50
Gallagher Co.	90.00
Gallagher Co.	196.61
Gallagher Co.	317.92
H. Hunziker	19.00
Gardner Brothers	37.75
Gardner Brothers	12.15
Western Top and Radiator Co..	50.00
H. D. Anderson	17.55
Geo. B. Stewart Co.	2.75

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, Page 65.

No. 61

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of Wedlake-Lamson Company in the sum of one thousand nine hundred and sixty-five dollars (\$1,965.00), for one (1) New Style Ball-Bearing Type Motor, for the Bureau of Fire, same to be chargeable and payable from Code Account No. 1032.

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, Page 66.

No. 62

Whereas, In order to complete the emergency contract for repairs to the Thirty-third street sewer at Smallman street, it was necessary to extend the work beyond the place indicated by cave-in of the street and sewer, and as contemplated when the contract was awarded; and

Whereas, The cost of said repairs exceeded the amount of money appropriated for this contract, to wit, \$7,500.00, by the sum of \$17,071.08; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$17,071.08 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and to credit the same as an additional sum for the payment of the cost of completing the repairs to a break in the Thirty-third street sewer at Smallman street, Emergency Sewer Repair Contract, Mayor's Office, File No. 6427, and the Mayor and the City Controller be and are hereby authorized and directed to respectively issue and countersign a warrant drawn on said fund for the payment of the final estimate.

Passed February 21, 1921, by a two-thirds vote.

Approved February 25, 1921.

Resolution Book 5, Page 66.

No. 63

Where, The American LaFrance Fire Engine Company made repairs to Fire Engine Reg. No. 313, for which no contract was set up in the

Controller's office; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The American LaFrance Fire Engine Company in the sum of three thousand four hundred and forty dollars (\$3,440.00) and charge the same to Code Account No. 1033, Repairs, Municipal Carage and Repair Shop.

Passed February 28, 1921, by a two-thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 66.

No. 64

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Harland Bartholomew, Consulting Engineer, for one hundred ninety-one dollars and ninety-one cents (\$191.91) for services rendered to the Department of City Planning, in a consulting capacity, during the month of February, 1921, and charge the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed February 28, 1921, by a two-thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 67.

No. 65

Whereas, A Warrant No. 10898, drawn to the order of Rachel Coman in the sum of \$85.00 on Appropriation No. 68, Allegheny Playgrounds Association, dated as of August 1, 1920, has been lost and has not been paid or presented for payment; therefore, be it

Resolved, That the Mayor be authorized and directed to issue, and the City Controller to countersign a duplicate warrant in favor of Rachel Coman in the sum of \$85.00 and charge to Appropriation No. 68, Allegheny Playgrounds Association.

Passed February 28, 1921, by a two-thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 67.

No. 66

Whereas, Mathilda W. Denny died February 17, 1916, and possession of this particular property passed to Elizabeth B. M. Denny as of January 1, 1919, the partition deed of Miss Denny's real estate was recorded late in 1920 and the properties are now assessed in the names of her devisees, Miss Denny's name disappearing from the assessments, there is therefore no place on which these exoneration may be applied in payment of 1921 taxes, the surviving executor desires this refund be made in cash.

Resolved. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Mathilda W. Denny in the sum of seventy-six dollars and sixty-seven cents (\$76.67) and charge Appropriation No. 41, Refund of Taxes and Water Rents.

Passed February 28, 1921, by a two-thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 67.

No. 67

Whereas, in the preparation of models for the ornamental stonework on the Bigelow boulevard retaining wall it was found necessary to prepare three models not provided for in the contract made by the Department of Public Works for the work; and

Whereas, There still remains an unexpended balance of \$350.00 between the amount of the contract made for the execution of this work and the amount authorized by resolution of Council No. 273, approved July 8, 1920; therefore, be it

Resolved, That the Mayor and the Controller are hereby authorized to respectively issue and countersign a warrant in the amount of \$200.00 to Charles Keck, sculptor, in payment for the said extra work, and charge same to Code Account No. 1518-B, Miscellaneous Services, Bureau of En-

gineering, Department of Public Works.

Passed February 28, 1921, by a two-thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 68.

No. 68

Whereas, During the rush at the cashier's window for the collection of taxes, a bad bill was taken in for ten dollars (\$10), which in reality had been raised, but in such a manner as to be easily overlooked in a large number of bills; and

Whereas, The City Treasurer has collected from the cashier receiving same, Mr. John P. Zimmerman, the sum of ten dollars (\$10) to correct this error; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the above named cashier, Mr. John P. Zimmerman, in the sum of ten dollars (\$10) and charge the same to Appropriation No. 42, Contingent Fund.

Passed February 28, 1921, by a two-thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 68.

No. 69

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Pittsburgh Meter Company, in the sum of six hundred eighty-eight dollars and seventy-three cents (\$688.73), or so much of the same as may be necessary in payment for meter parts furnished to the Bureau of Water, same to be chargeable to and payable from Code Account No. 1764.

Passed February 28, 1921, by a two-thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 69.

No. 70

Whereas, The estimate of three hundred thirty-one thousand seven

hundred eighty-five dollars (\$331,785.00), set up in the contract for the furnishing of coal for Brilliant, Ross, Aspinwall and Montrose Pumping Stations for the year 1920, has been exceeded; and

Whereas, The money necessary to pay the incoming bills will have to be paid from the General Fund of Code Account No. 1755; therefore, be it

Resolved, That the Mayor be authorized and directed to issue and the City Controller to countersign warrants for purchases of coal payable to the Valley Camp Coal Company and others, if any, applying on the receipts of the year 1920, from Code Account No. 1755.

Passed February 28, 1921, by a two thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 69.

No. 71

Whereas, A contract was entered into between R. D. Thomas and Company and the City of Pittsburgh for the construction of the Prescott street, Flowers avenue, Dido way and Clarion street sewer system, based upon certain estimated quantities of work as shown upon the contract plans, and upon which unit prices were bid; and

Whereas, Owing to the fact that the contractors, R. D. Thomas and Company, were unable to secure shipments of materials, due to labor troubles on the railroads, and as a consequence of such delay, a substantial loss was encountered due to the advance in price of labor and material; and

Whereas, It appears that a period of four months elapsed between the time the contract was countersigned by the Controller and the actual starting of the work by the contractors; and

Whereas, Other unforeseen difficulties were also encountered in the construction of the sewer due to the existence of an abandoned coal mine, and a very considerable quantity of rock excavation; and

Whereas, An examination of the unit prices bid for the work discloses the fact that these prices were wholly inadequate to cover the cost of work on the basis of the unit prices con-

tained in the contract the total cost of the work was \$8,692.40. A fair price for the work covered by the the contract is estimated at \$13,570.00, making a difference of \$4,877.60, which represents the amount that the contract was underbid; and

Whereas, The Mayor and the Director of the Department of Public Works recommend that an additional sum of \$4,877.60 be paid the contractors, R. D. Thomas and Company; therefore be it

Resolved, That the said extra work and claims as herein set forth, approved by the Department of Public Works, be approved and the City Controller is hereby authorized and directed to charge the same as part of the cost of the said contract.

Passed February 28, 1921, by a two thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 69.

No. 72

Whereas, There is an Appropriation of \$25,000.00 for the purchase of animals for zoological gardens at Highland Park; and

Whereas, Some of the animal dealers are receiving shipments at the present time; and

Whereas, It is deemed necessary to inspect and select some of the larger animals before purchasing;

Resolved, That the Superintendent of the Bureau of Parks, Department of Public Works, is hereby authorized to represent the City of Pittsburgh in the selection of these animals; and the Mayor and the Controller are hereby authorized and directed to issue and countersign warrants in favor of said Superintendent of the Bureau of Parks in payment of the necessary expenses incurred by visiting cities where dealers receive the shipments; and charge the same to Code Account No. 1848, Equipment, Bureau of Parks.

Passed February 28, 1921, by a two thirds vote.

Approved March 3, 1921.

Resolution Book 5, Page 70.

No. 73

Whereas, A meter has been installed at premlses of Barnett Davils, 2028-34

Rose street, Fifth ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for two quarters for water used in said premises would be \$16.50, and meter readings at the current rates for the two quarters, show a use of water in the sum of \$81.99, or an increase in the charge for the water for said two quarters of \$65.49; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be and it is hereby authorized and directed to issue an exoneration to the said Barnett Dav's on account of said charges for water in the sum of \$32.74, being 50 per cent of the excess meter rate over the former flat rate.

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 70.

No. 74

Whereas, The property located at Western avenue and Chateau street, in the Twenty-first ward, has been and is being used by the North Side Board of Trade as an athletic field and playgrounds; and

Whereas, Said Board of Trade has entered into a lease for this property for the years 1917, 1918, 1920 and 1921; and

Whereas, The taxes assessed against said property in the name of John A. Beck & Co. for the years 1917 and 1918 and Stewart H. Clapp and Walter H. Hawkins for the years 1920 and 1921 are as follows:

1917	\$508.88
1918	641.63
1920	838.66
1921	882.80

Resolved, That the Department of Assessors shall be and they are hereby authorized and directed to issue an exoneration in favor of John A. Beck & Co. in the sum of \$1,150.51 and Stewart H. Clapp and Walter H. Hawkins in the sum of \$1,721.46 for property in the Twenty-first ward used by the North Side Board of Trade as an athletic field and playground for the years 1917, 1918, 1920 and 1921.

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 71.

No. 75

Whereas, H. C. Vasser, C. P. Brackett, Frank Williams and R. M. Moore, Trustees of Union Co. No. 20, U. R. K. of P. of 630 Haller street, City, have offered the City of Pittsburgh the sum of \$300.00 for lot located on Emmett street, Fifth ward, City, bounded and described as follows: Beginning on the southwest side of Emmett street at the corner of Lot No. 35 in E. P. Jones Plan, thence extending southeastwardly 28 feet to a pin, thence southwardly 26 feet to a pin, thence westwardly 49 feet more or less to Lot No. 35 in said plan, thence northeastwardly 60 feet to Emmett street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to the above mentioned trustees of Union Co. No. 20, U. R. K. of P. for the sum of \$300.00.

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 71.

No. 76

Whereas, At No. 2045 January Term, 1917, Court of Common Pleas of Allegheny County, Pennsylvania, the City of Pittsburgh filed its Bill in Equity against the Pittsburgh & Lake Erie Railroad Company, et al., which case was so proceeded in, that a decree was entered against the defendants, and which decree carries costs in favor of the City of Pittsburgh; and

Whereas, Mrs. Julia E. McClure, one of the defendants, owns a lot of ground situate in the First ward of the Borough of Crafton, Allegheny county, Pennsylvania, being lot No. 14 in Dinsmore Orchard Plan of Lots laid out by John A. Bell, and recorded in the office for recording deeds, plans, etc., in and for the county of Allegheny in Plan Book Volume 16, Page 40, said lot fronting 60 feet on the southerly side of

Creighton avenue and running back a distance of 140 feet to the northerly line of an alley 20 feet wide, which said lot of ground the said Mrs. Julia E. McClure is under contract to sell to Ralph W. Burnham, et ux.; now, therefore, be it

Resolved, That the City Solicitor is hereby authorized to release from the lien of the aforementioned judgment, for costs, the above described property, upon the payment into the City treasury of the sum of ten dollars (\$10.00).

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 72.

No. 77

Whereas, The National Conference on City Planning is agreeable to holding its 1921 Annual Meeting in Pittsburgh on May 9, 10 and 11 provided certain essential expenses necessary to holding the conference are provided; and

Whereas, The holding of this conference will bring to the City a large number of planners with national and international reputations prepared to give expert consideration to many of Pittsburgh's problems; and

Whereas, The holding of this conference will stimulate general interest in matters of vital importance to this metropolitan district and will advertise the industrial advantages of this territory; therefore, be it

Resolved, That the sum of two thousand five hundred (\$2,500) dollars or so much thereof as may be necessary be and the same is hereby set aside in appropriation No. 42, Contingent Fund, for the use of the Department of City Planning in defraying the necessary expenses of the National Conference of City Planning to be held in Pittsburgh May 9, 10 and 11, to be paid on vouchers to be approved by the City Controller, this appropriation to be contingent on an appropriation to be made by the Commissioners of Allegheny County for a like amount.

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 72.

No. 78

Whereas, The Council has created the position of Caretaker in the Bureau of City Property, Peralto Street Bath House, for which no money was provided; therefore, be it

Resolved, That the City Controller be and he is hereby authorized to make the following transfer from the Contingent Fund, Appropriation No. 42, to Code Account No. 1731½, Wages, Peralto Street Bath House, Bureau of City Property.

From:

Contingent Fund, Appropriation No. 42\$1,092.00

To:

Wages, Peralto Street Bath House, Code Account No. 1731½\$1,092.00

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 73.

No. 79

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$4,500.00 from Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1433, Item F, Equipment, General Office, Department of Public Safety.

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 73.

No. 80

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$350.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1240-D, Materials, Municipal Hospital.

Passed February 28, 1921.

Approved March 3, 1921.

Resolution Book 5, Page 73.

No. 81

Whereas, On February 1, 1921, at or about 6:50 o'clock P. M., Mr. M. A.

Kennelly of 5214 Friendship avenue, City, was driving his automobile east on Harriett street, and after crossing over Graham street struck a rope which was stretched across the east side of Harriett street, a lantern which was hung in the center of the rope not being lit, and which said rope had been placed there for the protection of the children coasting on Graham street, thereby breaking the glass and damaging the frame of the windshield, completely destroying the top of said automobile and also causing Mr. Kennelly to suffer severe cuts and bruises of the face and hands; and

Whereas, Claimant, by reason of said accident, which was caused through no negligence or carelessness on his part, has been put to an expense of one hundred fifty (\$150.00) dollars, for repairs to his said automobile; therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of M. A. Kennelly, in the sum of one hundred fifty (\$150.00) dollars, in full settlement of all claims for damages arising out of said accident, and charge the same to Code Account No. 42 (Contingent Fund).

Passed March 7, 1921, by a two-thirds vote.

Approved March 10, 1921.

Resolution Book 5, Page 73.

No. 82

Whereas, On the occasion of General George W. Goethals' visit to inspect the boulevard slide, a luncheon was held at the William Penn Hotel; and

Whereas, The bill for this luncheon has not been paid; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the William Penn Hotel in the sum of two hundred and one dollars and ninety cents (\$201.90) and charge the same to Code Account No. 42, Contingent Fund.

Passed March 7, 1921, by a two-thirds vote.

Approved March 10, 1921.

Resolution Book 5, Page 74.

No. 83

Whereas, The Wilson Construction Company, which had a contract for the erection and construction of an addition to the powerhouse at Mayview, Pa., by reason of delays, over which they had no control, lost a year's time in the completion of said contract during which time the City retained the sum of \$5,627.40, being 20 per cent of the prior estimates that have been made for work done between December 5, 1917, and June 18, 1918; therefore, be it

Resolved, That the sum of \$337.64, interest at the legal rate upon said sum of money for one year, be paid to the Wilson Construction Company and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in the said sum of money and charge the same to Code Account No. 42, Contingent Fund.

Passed March 7, 1921, by a two-thirds vote.

Approved March 10, 1921.

Resolution Book 5, Page 74.

No. 84

Whereas, Contract No. 5158, File No. 266, Mayor's office file, was entered into July 11, 1919, between F. & F. Diulus and the City of Pittsburgh, for the grading, paving and curbing of Methyl street, from Wentworth street to Coast avenue, for the sum of \$45,520.95, based upon certain estimated quantities of work as shown upon the contract plan and upon unit prices; and

Whereas, During the execution of the aforesaid contract, which was completed in a satisfactory manner June 12, 1920, there was a substantial increase in the cost of labor and materials by reason of which the said F. & F. Diulus suffered a financial loss in the amount of \$1,499.40, as shown by claim submitted to the Department of Public Works, and approved by the Director; and

Whereas, Certain extra work, consisting of the reconstruction of a sewer, was essential for the proper completion of the improvement, and was approved and authorized by the Department of Public Works at a cost of \$2,101.00; now, therefore, be it

Resolved, That the claim as herein set forth, in the amount of \$1,499.40,

and the said extra work in the amount of \$2,101.00, both as certified by the Department of Public Works, be approved and the City Controller is hereby authorized and directed to charge the same in the aggregate amount of \$3,600.40 as part of the cost of the said contract.

Passed March 7, 1921, by a two-thirds vote.

Approved March 10, 1921.

Resolution Book 5, Page 75.

No. 85

Whereas, Permission has been granted the Drafter Committee of the Fifth zone, Sixth Ward, in Ordinance No. 53, approved March 5, 1920, for the erection of a Soldiers' Memorial on the site of the present waiting room at Penn avenue and Butler street; and

Whereas, The main ventilating shaft for the comfort station at this point extends through the center of this waiting room and will have to be moved to a new location and changes made in the ventilating system of the comfort station to conform therewith; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to set aside the sum of \$1,000.00, from Code Account No. 42, Contingent Fund, to pay the cost of said changes.

Passed March 7, 1921.

Approved March 10, 1921.

Resolution Book 5, Page 75.

No. 86

Whereas, Lumber was purchased for repair work at Highland Park Zoo; and

Whereas, This lumber was purchased from Code Account 1846, Materials, Highland Park Zoo, and was used for repairs; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sum, to wit:

From:

Code Account 1847, Repairs,
Highland Park Zoo\$400.00

To:

Code Account 1846, Materials,
Highland Park Zoo\$400.00

Passed March 7, 1921.

Approved March 10, 1921.

Resolution Book 5, Page 76.

No. 87

Whereas, In Ordinance No. 472, Page 11, approved January 5, 1921, in Section 73, is set up the position of clerk at \$1,500.00 per annum; and

Whereas, The position is vacant and is not needed,

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,500.00, from Code Account 1713, Salaries, Division of Wharves and Landings, to Code Account No. 42, Contingent Fund.

Passed March 7, 1921.

Approved March 10, 1921.

Resolution Book 5, Page 76.

No. 88

Whereas, There is to be stationed in Pittsburgh three batteries and headquarters of the First Field Artillery, Pennsylvania National Guard, with an armory at Emerson and Alder streets; and

Whereas, No appropriation was made for same; and

Whereas, \$1,500.00 is necessary for the maintenance of said three batteries; therefore, be it

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of \$1,500.00 from Code Account No. 42, Contingent Fund, to Code Account No. 90, National Guard of Pennsylvania.

Passed March 7, 1921.

Approved March 10, 1921.

Resolution Book 5, Page 76.

No. 89

Resolved, That the Mayor shall be and he is hereby authorized and di-

rected to issue, and the City Controller to countersign warrants in favor of the American Reduction Company for \$31,797.42 for the removal of garbage and rubbish for the month of January, 1921, and to the Allegheny Garbage Company Department of W. & H. Walker, Inc., for \$9,360.50 for the removal of garbage and rubbish for the month of January, 1921, the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 77.

No. 90

Resolved, That the Mayor shall be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of the American Reduction Company for \$74,729.65 for the removal of garbage and rubbish for the month of February, 1921, and to the Allegheny Garbage Company, Department of W. & H. Walker, Inc., for \$24,123.60 for the removal of garbage and rubbish for the month of February, 1921; the same to be charged to Code Account No. 1261, Bureau of Sanitation, Department of Public Health, subject to later adjustment.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 77.

No. 91

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firms in payment of claims incurred by the Department of Public Safety and without competitive bids, and charge the amounts to the appropriation items shown below.

Schedule.	Amt.	App. No.
Animal Rescue League of Pittsburgh	\$1,093.53	1460
Ernest K. Coberly	3 12	1459-M
Martin Corcoran	4.68	1459-M

S. A. Dies	27.22	42
Shriver Stewart	14.55	42

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 77.

No. 92

Whereas, Basilio Cugliari is now, and, prior to June 26, 1918, was a laborer in the Bureau of Water, Department of Public Works, of the City of Pittsburgh, and on June 26, 1918, entered the United States Military Service, having been drafted, and became a member of Company "D," Second Corps School Detachment, remaining in the service until July 22, 1919, when he was discharged therefrom, and has since returned to the service of the City of Pittsburgh, as aforesaid; and

Whereas, Prior to his entering the service, he regularly forwarded money to his parents, Michael Cugliari and Guona Cugliari, at Provincia di Catanzaro, Sant Onofrio, Italy, for their maintenance and support—such parents being dependent upon him for support and maintenance not only prior to and at the time of his entering the United States Service, but up until the present time; and

Whereas, At the time of his entering the Military Service of the United States, the said Basilio Cugliari did not make the affidavit required under the Act of Assembly of 1917 and the Ordinance of the City of Pittsburgh relating thereto because of his ignorance of such law and because of his being otherwise unable at that time to make such affidavit; and

Whereas, The said Basilio Cugliari has taken the first opportunity to make such affidavit, which has been properly filed; and

Whereas, There is payable under the law, during his absence to his parents for support, as his dependents, the sum of five hundred forty-six dollars (\$546.00); now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Basilio Cugliari, for use of Michael Cugliari and Guona Cugliari, in the sum of five hundred forty-six dollars (\$546.00), being payment in full of

one-half his wages payable to his parents, as dependents, during the period of his absence from his employment in the City of Pittsburgh, while in the Military Service of the United States during the war with the Imperial Government of Germany, and charge same to Code Account No. 42, Contingent Fund.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 78.

No. 93

Whereas, Louis De Riggi is now, and, prior to June 22, 1918, was a laborer in the Bureau of Water, Department of Public Works of the City of Pittsburgh, and on June 22, 1918, entered the United States Military Service, having been drafted, and became a member of the Twenty-ninth Company, One Hundred and Fifty-fifth Depot Brigade, remaining in the service until July 25, 1919, when he was discharged therefrom, and has since returned to the service of the City of Pittsburgh, as aforesaid; and

Whereas, Prior to his entering the service, he regularly forwarded money to his parents, Aenello and Carminella De Riggi, at Camposamo, Italy, for their maintenance and support, such parents being dependent upon him for support and maintenance not only prior to and at the time of his entering the United States Service, but up until the present time; and

Whereas, At the time of his entering the Military Service of the United States the said Louis De Riggi did not make the affidavit required under the Act of Assembly of 1917, and the Ordinance of the City of Pittsburgh relating thereto, because of his ignorance of such law and because of his being otherwise unable at that time to make such affidavit; and

Whereas, The said Louis De Riggi has taken the first opportunity to make such affidavit, which has been properly filed; and

Whereas, There is payable under the law, during his absence, to his parents for support, as his dependents, the sum of five hundred fifty-five dollars and seventy-five cents (\$555.75); now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign, a warrant in favor of Louis De Riggi, for use of Aenello and Carminella De Riggi, in the sum of five hundred fifty-five dollars and seventy-five cents (\$555.75), being payment in full of one-half his wages payable to his parents, as dependents, during the period of his absence from his employment in the City of Pittsburgh, while in the Military Service of the United States during the war with the Imperial Government of Germany, and charge same to Code Account No. 42, Contingent Fund.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 78.

No. 94

Whereas, Guiseppe Griffo prior to February 16, 1918, was employed as a laborer in the Bureau of Water, Department of Public Works, City of Pittsburgh, and on the above mentioned date entered the service of the United States Army, becoming a private of Company "B," Six Hundred and First Engineers, and remained in the service until July 12, 1919, when he was discharged; and

Whereas, Since his return he has again secured employment by the City of Pittsburgh in the capacity above mentioned; and

Whereas, Prior to his entering the service he regularly forwarded money to his wife, Concetta Costa Di Loici Griffo, at Provincia, Catanzaro, Maievato, Italy, for her maintenance and support; and

Whereas, As said wife is dependent upon him for support and maintenance and her condition of dependency existed not only at the time of his entering the service of the United States, but up until the present time; and

Whereas, It appears that he had made the proper affidavit required by the Acts of Assembly of 1917; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of the said wife, Concetta Costa Di Loici Griffo, in the sum of \$713.37, in full payment of one-half of the wages of the said Guiseppe Griffo as his dependent during his absence in the

service of the United States Army in accordance with the Act of 1917, and charge same to Code Account No. 42, Contingent Fund.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 79.

No. 95

Whereas, Insurance has been placed on two freight and two passenger elevators at the Diamond Market and no money provided in the appropriation for same; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Snowden G. Lennox in the amount of \$415.80 for premiums for five elevators in the Diamond Market for a period of three years, same to be paid from the Contingent Fund, Appropriation No. 42.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 80.

No. 96

Whereas, David M. Martin, a rodman in the employ of the Bureau of Engineering, was injured on January 3, 1921, by falling down the cliff along the Boulevard of the Allies, being suspended over said cliff by a rope which parted, severely injuring him, whereby he had to be taken to the St. John's General Hospital and operated on, incurring an expense of \$105.00; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of David M. Martin in the sum of \$105.00, to reimburse him for doctor and hospital bills occasioned by injuries received while on duty, and charge the same to Appropriation No. 44-M.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 80.

No. 97

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Miss Teressa Nudo (student) in the sum of sixty dollars (\$60.00) for one (1- month's services as typewriter, same to be chargeable to and payable from Code Account No. 1128-B.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 81.

No. 98

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Valley Camp Coal Company in the sum of thirty-seven thousand five hundred (\$37,500.00) dollars, for two hundred (200) cars of coal at \$3.75 per ton and the Johnette Brick and Coal Company for four thousand four hundred eighty (\$4,480.00) dollars, for twenty-eight (28) cars of coal at \$3.20 per ton, or so much of the same as may be necessary, same to be chargeable to and payable from Code Account No. 1755-C.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 81.

No. 99

Whereas, In connection with the execution of the contract between the City of Pittsburgh and R. D. Thomas and Company, for the construction of a 15-inch pipe sewer on Prescott street and Dido way, Flowers avenue and Kilbourne street from a point about 30 feet west of Graphic street and 480 feet west of Dido way, to the existing sewer on Kilbourne street at a point about 100 feet west of Flowers avenue, with branch sewers, it was found necessary to do certain extra work which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract governing the allowance for extra work and the prices

of material, amounting to \$1,700.50, as per bill accompanying final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified to by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge same as part of the cost of said improvement.

Passed March 14, 1921, by a two-thirds vote.

Approved March 17, 1921.

Resolution Book 5, Page 81.

No. 100

Whereas, A meter has been installed at premises of Mary C. McLaughlin, 8 Brenham street, Fourth ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for a quarter for water used in said premises would be \$5.38, and meter readings at the current rates for one quarter show a use of water in the sum of \$91.44, or an increase in the charge for the water for said quarter of \$86.06; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved that the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Mary C. McLaughlin on account of said charge for water in the sum of \$13.03, being 50 per cent of the excess meter rate over the former flat rate.

Passed March 14, 1921.

Approved March 17, 1921.

Resolution Book 5, Page 82.

No. 101

Whereas, Certain leases for property situate on North avenue and owned by Henry S. Denny and Elizabeth B. M. Denny, used and occupied by the Bureau of Highways and Sewers as a division headquarters and for stable purposes, will expire on March 31, 1921; and there has been submitted a certain lease from J. W. Cree, Jr., Attorney-in-fact for the

said Henry S. Denny and Elizabeth B. M. Denny, for the said property for a further term of five years.

Resolved, By the Council of the City of Pittsburgh that the lease for all that certain lot and premises situate in the Twenty-second ward, City of Pittsburgh, County of Allegheny and State of Pennsylvania, on the northerly side of North avenue, having a frontage thereon of one hundred and twenty feet, made by J. W. Cree, Jr., Attorney-in-fact for Henry S. Denny and Elizabeth B. M. Denny, to the City of Pittsburgh for a term of five (5) years beginning April 1, 1921, at an annual rental of one thousand three hundred twenty dollars (\$1,320), payable quarterly at the rate of three hundred thirty dollars (\$330) per quarter, together with all taxes and assessments and charges that may become a lien against the said premises, shall be and the same is hereby approved, the payment of the said rental for the current fiscal year to be made from Appropriation No. 1613 Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Passed March 14, 1921.

Approved March 17, 1921.

Resolution Book 5, Page 82.

No. 102

Whereas, A certain lease for property used for stables and headquarters by the Bureau of Highways and Sewers, situate on Bingham street, and owned by Magdalena Rahe, will expire on April 30, 1921; and there has been submitted a certain lease from George A. Jones, Agent for Magdalena Rahe, for the said property, for a further term of one (1) year.

Resolved, By the Council of the City of Pittsburgh that the lease for that certain property, abutting on Bingham street and known as Nos. 612 and 614 Bingham street, in the Seventeenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh for a term of one (1) year beginning May 1, 1921, at an annual rental of one thousand five hundred dollars (\$1,500.00), payable monthly at the rate of one hundred twenty-five dollars (\$125.00)

per month, shall be and the same is hereby approved, the payment of the said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Passed March 14, 1921.

Approved March 17, 1921.

Resolution Book 5, Page 83.

No. 103

Whereas, A certain lease for property used for yard purposes in conjunction with the adjoining stables and division headquarters situate on Bingham street and owned by Magdalena Rahe, used and occupied by the Bureau of Highways and Sewers, will expire on April 30, 1921; and there has been submitted a certain lease from George A. Jones, Agent for Magdalena Rahe, for the said property for a further term of one (1) year.

Resolved, By the Council of the City of Pittsburgh that the lease for all that certain yard about 72 feet frontage by 50 feet in depth, situate on Bingham street between Sixth street and Seventh street, in the Seventeenth ward of the City of Pittsburgh, County of Allegheny and State of Pennsylvania, made by George A. Jones, Agent for Magdalena Rahe, to the City of Pittsburgh for a term of one (1) year beginning May 1, 1921, at an annual rental of one thousand five hundred dollars (\$1,500), payable monthly at the rate of one hundred twenty-five dollars (\$125.00) per month, shall be and the same is hereby approved, the payment of the said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Passed March 14, 1921.

Approved March 17, 1921.

Resolution Book 5, Page 83.

No. 104

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of two

thousand five hundred twenty dollars (\$2,520.00) from Code Account No. 1127, Wages, to Code Account No. 1126, Salaries, Department of Supplies.

Passed March 14, 1921.

Approved March 17, 1921.

Resolution Book 5, Page 84.

No. 105

Whereas, St. Paul's Roman Catholic congregation of the City of Pittsburgh, Pa., is owner in fee of certain real estate at the northeastern corner of Dithridge street and Fifth avenue, Fourth ward, Pittsburgh, Pa., and the heirs and devisees of Henry Lloyd, deceased, are owners in fee of certain real estate on the northwestern corner of said Fifth avenue and Dithridge street. Said corners, as now laid out being square and sharp and projecting at the curb line; and

Whereas, The City of Pittsburgh is desirous of obtaining sufficient land from each of said owners to make the lines of said corners curves instead of at angles as at present.

The respective pieces of ground being separately bounded and described to wit: First: Beginning on the northern side of Fifth avenue at a point distant south eighty-four degrees and twenty-six minutes (84° 26' W.) west three hundred and fifty-three and six-tenths (353.6') feet from the northwestern corner of Craig street and Fifth avenue as originally laid out; extending thence along Fifth avenue twenty-eight and forty-four hundredths (28.44') feet to the northeastern corner of Fifth avenue and Dithridge street as shown in the plan of the heirs of Henry Lloyd Plan Book Volume 8, Page 182, in the Records' office of Allegheny County, Pennsylvania; thence along the eastern side of Dithridge street north twenty-four degrees forty-four minutes (24° 44' W.) west twenty-eight and forty-four hundredths (28.44') feet to a point on said eastern side of Dithridge street; thence by a curve to the left with a radius of forty (40') feet a distance of forty-nine and forty-five hundredths (49.45') feet to the northerly line of Fifth avenue at the place of beginning. Which land is owned by St. Paul's Roman Catholic congregation, aforesaid.

Second: The real estate owned by said Lloyd heirs and which the City of Pittsburgh desires to acquire for aforesaid purpose, being located as follows: Beginning on the northwestern corner of Dithridge street and Fifth avenue, the same being distant south eighty-four degrees twenty-six minutes (84° 26' W.) west four hundred thirty-five and three hundredths (435.03') feet from the northwestern corner of Craig street and Fifth avenue, as originally laid out; extending thence north twenty-four degrees forty-four minutes (24° 44' W.) west along the western side of Dithridge street twenty-eight and twelve hundredths (28.12') feet to a point on the western side of Dithridge street aforesaid; thence by a curve to the right with a radius of twenty (20') feet thirty-eight and eleven hundredths (28.11') feet to the northern side of Fifth avenue, and thence along the northern side of Fifth avenue north eighty-four degrees twenty-six minutes (84° 26' E.) east twenty-eight and twelve hundredths (28.12') feet to said corner of Dithridge street at the place of beginning.

See plan of Edeburn, Cooper & Company, attached hereto and made part hereof, the same being dated September, 1920; and

Whereas The said congregation and the said heirs and devisees have expressed a willingness to dedicate the respective pieces of land above described to the City of Pittsburgh to be used as a public street or highway in conjunction with Dithridge street as now laid out, to the said City of Pittsburgh, to be held and used by it and its lawful successors so long as the aforesaid pieces of real estate may be used in conjunction with said Dithridge street as now laid out as a public street or highway and for no longer a period, with reversion at the end of said period to said respective Dedicators, their respective heirs, successors and assigns, and provided said City will promptly do all necessary work, including the relaying of all sidewalks, proper resetting of all outside and inside curbs, the lifting and moving away of the paved inside drives, curbs and sidewalks now on the ground, filling in the space occupied by the same with suitable earth, so as to restore the surface to its natural condition up to the inside curbs on the new curves hereinabove recited, providing all ma-

terials and making a complete job, completely satisfactory to said congregation and said heirs and devisees; all to be done promptly and free of cost to said congregation, and to said heirs and devisees.

Whereas, It is greatly to the interest and advantage of said City and the public that said offers of dedications be accepted; now, be it

Resolved by the Council of Pittsburgh, in a regular meeting met and assembled, that aforesaid offers be and are hereby accepted on the terms proposed, and our proper officials be and are hereby directed to do and perform all acts necessary to carry this resolution into full force and effect.

Passed March 21, 1921.

Approved March 24, 1921.

Resolution Book 5, Page 84.

No. 106

Whereas, A meter has been installed at premises of Sophia Aiken, 610 Morgan street, Fifth ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for two quarters for water used in said premises would be \$4.13, and meter readings at the current rates for the two quarters show a use of water in the sum of \$75.24, or an increase in the charge for the water for said period of \$71.11; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Sophia Aiken on account of said charges for water in the sum of \$35.56, being 50 per cent of the excess meter rate over the former flat rate.

Passed March 21, 1921.

Approved March 24, 1921.

Resolution Book 5, Page 85.

No. 107

Whereas, A meter has been installed at premises of Bella Hill, 24 Crawford street, Third ward, Pitts-

burgh, Pa.; and

Whereas, It appears that the flat rate for one quarter for water used in said premises would be \$3.62, and meter readings at the current rates for the quarter show a use of water in the sum of \$45.96, or an increase in the charge for the water for said period of \$42.34; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Bella Hill on account of said charges for water in the sum of \$21.17, being 50 per cent of the excess meter rate over the former flat rate.

Passed March 21, 1921.

Approved March 24, 1921.

Resolution Book 5, Page 86.

No. 108

Whereas, A meter has been installed at the premises of George Jenkins, No. 12 Maurice street, Fourth ward, City; and

Whereas, The flat rate for one and one-half quarters for water used in said premises would be \$15.50 and meter readings at the current rates for the same period show a use of water in the sum of \$120.75, or an increase in the charge for water for the period of \$104.25; and

Whereas, The charge for water will work a great hardship upon the owner of said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be and it is hereby authorized and directed to issue an exoneration to the said George Jenkins on account of said charges for water in the sum of \$52.13, being 50 per cent of the excess meter rate over the former flat rate.

Passed March 21, 1921.

Approved March 24, 1921.

Resolution Book 5, Page 86.

No. 109

Whereas, Philip Giannotti has offered the City of Pittsburgh the sum

of \$150.00 for a lot located at the corner of Alexis street and Forward avenue, Fifteenth ward, City, bounded and described as follows: Beginning on the southwest side of Alexis street at the corner of Alexis street and Saline street, thence extending northwardly along the said southerly line of Alexis street 26.11 feet to a pin, thence southwestwardly 38.53 feet to a pin on the northerly line of Saline street; thence eastwardly 46.6 feet to the corner of Alexis street and Saline street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Philip Giannotti for the sum of \$150.00.

Passed March 21, 1921.

Approved March 24, 1921.

Resolution Book 5 Page 86.

No. 110

Whereas, E. Murphy of 725 Kirkpatrick street has offered the City of Pittsburgh the sum of \$440.00 for Lot No. 47 in John Shafer's Plan located at the corner of Kirkpatrick and Floyd street, Fifth ward, City, bounded and described as follows: Beginning on the southeast side of Floyd street at the corner of Kirkpatrick street, thence extending northeastwardly 20 feet to Lot No. 48 in said plan, thence southwardly 100 feet to Tomahawk alley, thence southwestwardly 20 feet to Kirkpatrick street, thence northwestwardly 100 feet to the corner of Floyd and Kirkpatrick streets, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the abovementioned property to E. Murphy for the sum of \$440.00.

Passed March 21, 1921.

Approved March 24, 1921.

Resolution Book 5, Page 87.

No. 111

Whereas, E. L. Kirby of No. 100 Warren street, N. S. City, has offered the City of Pittsburgh the sum of

\$150.00 for Lot No. 56 in Robert Henderson Heirs Plan located on Warren street, Twenty-fifth ward, City, bounded and described as follows: Beginning on the east side of Warren street at the corner of Lot No. 57 in said plan, thence extending northwardly 23.42 feet to Lot. No. 55 in said plan, thence eastwardly 118.53 feet to the dividing line of Lots Nos. 56 and 48 in said plan, thence southwardly 20 feet, more or less, to Lot No. 57, thence westwardly 108.25 feet to Warren street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to E. L. Kirby for the sum of \$150.00.

Passed March 21, 1921.

Approved March 24, 1921.

Resolution Book 5, Page 87.

No. 112

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following newspapers in payment for advertising hearing relative to rent profiteering, held in the Council Chamber on the evening of February 17th, 1921, by the Municipal Affairs Committee of the House of Representatives and Council, and charge the amounts to Code Account No. 42, Contingent Fund:

Name	Amount
Neeb-Hirsch Publishing Co.....	\$ 61.60
Press Publishing Co.,	\$215.60
Pittsburgh Leader	\$210.00
Pittsburgh Dispatch	\$132.76
Pittsburgh Dispatch	\$133.76
Pittsburgh Gazette-Times	\$182.40
Sun Publishing Co.,	\$120.00
Post Publishing Co.	\$120.00

Passed March 21, 1921, by a two-thirds vote.

Approved March 28, 1921.

Resolution Book 5, Page 88.

No. 113

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign a warrant in favor of Harland Bartholomew, Consulting Engineer, for One hundred ninety-three and 92/100 (\$193.92) dollars, for services rendered to the Department of City Planning, in a consulting capacity during the month of March, 1921, and charge the same to Code Account 1108-B Miscellaneous Services, Department of City Planning.

Passed March 28, 1921, by a two-thirds vote.

Approved April 5, 1921.

Resolution Book 5, Page 88.

No. 114

Whereas, Mrs. Catherine B. Joyce of 201 Wick street, City of Pittsburgh, was injured on the evening of July 4th, 1920, by stepping from a street car on Fifth avenue, in front of the Fifth Avenue High School, into a hole in the street, which hole had been there for a long period of time and which she was unable to see, by reason of darkness, causing her to break her ankle, confining her to bed for three weeks and to her house for an additional period of five weeks, during which period of time, she had to employ a physician and surgeon and household help at an expense of \$110.00; therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Mrs. Catherine B. Joyce, in the sum of \$110.00, as full compensation for injuries received as aforesaid, and charge the same to Contingent Fund, Appropriation No. 42.

Passed March 28, 1921, by a two-thirds vote.

Approved April 5, 1921.

Resolution Book 5, Page 88.

No. 115

Whereas, the Bureau of Engineering, after having taken letter bids from three different house razing firms, authorized the firm of James Omslaer, Daniel T. Kelly and Robert Omslaer to tear down and remove the building located at No. 23 Second avenue

for the sum of One hundred seventy-nine (\$179.50) dollars and fifty cents, and the Stevenson Building located at the northeast corner of Second avenue and Ferry street for the sum of Four hundred seventy-three (\$473.00) dollars, these bids having been considerably lower than the others received; and,

Whereas, the work has been completed to the satisfaction of the Department of Public Works; now therefore be it

Resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of James Omslaer, Daniel T. Kelly, and Robert Omslaer in the sums of One hundred seventy-nine (\$179.50) dollars and fifty cents and Four hundred seventy-three (\$473.00) dollars, in payment of the costs of said work and charge same to Second Avenue Improvement Bonds, Appropriation No. 206.

Passed March 28, 1921, by a two-thirds vote.

Approved April 5, 1921.

Resolution Book 5, Page 89.

No. 116

Whereas, the City of Pittsburgh has entered judgment at M. L. D. No. 155 April Term, 1918, against Frank I. Rutledge in the sum of \$272.23, arising out of the improvement of an unimproved lot in the shape of a triangle, 13 feet wide on one side and 120 feet deep on another side on Morningside avenue, corner of Stanton avenue, in the Tenth ward, of the City of Pittsburgh; and,

Whereas, at the time when an appeal from the assessment could have been taken, the said Frank I. Rutledge was ill and died shortly thereafter; and,

Whereas, the said property has no practical value, and its purchase by Sheriff's sale, and ownership by the City, would give no income to the City therefrom; and,

Whereas, the son of the said Frank I. Rutledge has offered to pay the sum of \$50.00 and the costs of record at the above number and term in full satisfaction of the claim of the City therein; therefore, be it

Resolved, That upon the payment of the said sum of \$50.00 and costs of record, the City Solicitor is hereby authorized and directed to satisfy the lien at M. L. D. No. 155 April Term, 1918.

Passed March 28, 1921.

Approved April 5, 1921.

Resolution Book 5, Page 89.

No. 117

Whereas, A meter has been installed at premises of Mary Thomas and E. Morgan, 18 Maurice street and rear 4th Ward, Pittsburgh, Pa., and

Whereas, It appears that the flat rate for five quarters for water used in said premises would be \$43.12, and meter readings at the current rates for the five quarters show a use of water in the sum of \$219.08, or an increase in the charge for the water for said period of \$175.96, and,

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved that the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Mary Thomas and E. Morgan on account of said charges for water in the sum of \$87.98, being 50 per cent of the excess meter rate over the former flat rate.

Passed March 28, 1921.

Approved April 5, 1921.

Resolution Book 5, Page 90.

No. 118

Whereas, Charles W. Gledhill and Caroline I. Gledhill, his wife, of No. 318 Wolcott street, desire to redeem the property formerly owned by M. Cummings, mother of Mrs. Gledhill, located on Wolcott street, 20th Ward, for the sum of \$714.94 which covers city assessments, taxes, costs, interest and deed; property bounded and described as follows:

Beginning on the north-east side of Wolcott street at the corner of Lot No. 25 in D. H. Hunter's Plan, thence extending eastwardly 28.4 feet to

Florien street, thence northeastwardly 120.72 feet to Sloan way, thence northwardly 41.54 feet to Lot No. 25 in said plan, thence southwardly 120 feet to Wolcott street, the place of beginning. Therefore be it

Resolved, that the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Charles W. Gledhill and Caroline I. Gledhill, his wife, for the sum of \$714.94.

Passed March 28, 1921.

Approved April 5, 1921.

Resolution Book 5, Page 90.

No. 119

Whereas, a certain lease for property used for stables and garage by the Bureau of Highways and Sewers situate on Tunnel street, has been submitted by the Peoples Savings and Trust Company of Pittsburgh, Attorney-in-fact for Elizabeth Louis McLeod Mitchell, for a further term of one year.

Resolved, By the Council of the City of Pittsburgh that the lease made by the Peoples Savings and Trust Company of Pittsburgh, Attorney-in-fact for Elizabeth Louise McLeod Mitchell, to the City of Pittsburgh for that certain property now used and occupied by the Bureau of Highways and Sewers, situate on Tunnel street, in the Second ward of the City of Pittsburgh, for a further term of one (1) year beginning April 1st, 1921, at an annual rental of Three thousand three hundred (\$3,300.00) dollars, payable monthly, at the rate of Two hundred and seventy-five (\$275.00) dollars per month, shall be and the same is hereby approved, payment of the said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Services, Stables and Yards, Bureau of Highways and Sewers.

Passed March 28, 1921.

Approved April 5, 1921.

Resolution Book 5, Page 91.

No. 120

Resolved, That the City Controller be and he is hereby authorized, em-

powered and directed to transfer the sum of Two thousand (\$2,000.) dollars from Code Account No. 1444, Salaries, regular employees, Bureau of Police—One thousand (\$1,000.) dollars to Code Account No. 1821, Wages Temporary Employees, Small Parks, and One thousand (\$1,000.) dollars to Code Account No. 1824, Materials, Small Parks, in the Department of Public Works.

Passed March 28, 1921.

Approved April 5, 1921.

Resolution Book 5, Page 91.

No. 121

Whereas, The American LaFrance Fire Engine Company made repairs to Fire Engine, Reg. No. 611 for which no contract was set up in the Controller's Office; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the American LaFrance Fire Engine Company in the sum of Three thousand and seven hundred and forty dollars (\$3,740.00) and charge the same to Code Account No. 1033, Repairs, Municipal Garage and Repair Shop.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 91.

No. 122

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of F. De Simone for the sum of \$35.78 in full for damage to his automobile which was run into by Fire Engine No. 38 on January 20th, 1921, while standing on Larimer avenue and charge the same to Appropriation No. 42, Contingent Fund.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 92.

No. 123

Whereas in the execution of the contract between the City of Pittsburgh and C. H. Kerr Company in the construction of Grandstand at Schenley Park Oval, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of C. H. Kerr Co., for the sum of Two hundred and six (\$206.00) dollars for extra work done on said contract for constructing new Grandstand at Schenley Park Oval, and charge same to Code Account No. 1895-G, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 92.

No. 124

Whereas, Insurance has been written on two boilers at the Diamond Market for period covering February 1st, 1921 to February 1st, 1924, no money having been provided for the payment of the same; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of S. G. Lennox in the amount of \$179.00, to cover premium on above mentioned insurance being Policy No. 317147, same to be paid from Appropriation No. 42, Contingent Fund.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 92.

No. 125

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of

Nungesser Dickinson Seed Company, in the sum of Five hundred sixty-one (\$561.00) dollars, or so much of the same as may be necessary for grass seed furnished to the Bureau of Parks, same to be chargeable to and payable from Code Accounts 1873, 1859, 1831, 1823, 1793, 1783.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 93.

No. 126

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Rosedale Foundry & Machine Company, for castings for Ross Pumping Stations, in the sum of Five hundred ten and 33/100 (\$510.33) dollars, same to be chargeable to and payable from Code Account No. 1756.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 93.

No. 127

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Louis Ruhe, in the sum of Two thousand and one hundred twenty-one (\$2,121.00) dollars, for animals furnished Highland Park Zoo, same to be chargeable to and payable from Code Account 1848.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 93.

No. 128

Whereas, Unpaid city taxes and water rents for the years 1907 to 1920, both inclusive, have accumulated upon property of Patrick Lafferty, situate in the 15th Ward of the City of Pittsburgh, being lots Nos. 86, 87 and 88

on Forward avenue, each having a frontage of 24 feet and extending back 85 feet, and having erected thereon a two-story frame dwelling; said taxes totalling at this date, including liens, penalty, interest, advertising, etc., the sum of \$1,837.09; and

Whereas, The building erected on said lots is old and dilapidated, having been untenanted all these years and no revenue whatever derived therefrom, being a liability rather than an asset; and

Whereas, The owner, in order to have the record cleared up and to prevent the sale of the property, has offered to compromise by paying a lump sum in full satisfaction and discharge of the claim of the City on account of said taxes; now, therefore, be it

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to accept from the above named owner, the sum of \$600.00 in full payment and satisfaction of the city taxes and water rents assessed against said property for the years 1907 to 1920, both inclusive, and that the City Solicitor be and he is hereby authorized and directed, upon payment of the sum of \$600.00 as aforesaid, and the production of a receipt therefor, to enter satisfaction of record on the following delinquent tax and municipal liens, viz:

D. T. D. No. 1503, June Term, 1909,
D. T. D. No. 1576, Sept. Term, 1910,
D. T. D. No. 1514, Sept. Term, 1911,
M. L. D. No. 22, Second Term, 1911,
M. L. D. No. 23, Second Term, 1911,
D. T. D. No. 1629, April Term, 1913,
D. T. D. No. 137, Jan. Term, 1914,
D. T. D. No. 5401, Jan. Term, 1914,
D. T. D. No. 1390, April Term, 1916,
D. T. D. No. 1231, July Term, 1916,
D. T. D. No. 1479, April Term, 1917,
D. T. D. No. 1672, April Term, 1918.

Passed April 4, 1921.

Approved April 7, 1921.

Resolution Book 5, Page 94.

No. 129

Whereas, a reunion of the Eightieth Division of the Army of the

United States, will be held in Pittsburgh during the month of August 1921, and the Pennsylvania Auxilliary No. 1, Eightieth Division, Veterans Association, has requested an appropriation of \$12,500.00 to help defray the expenses of said reunion; therefore, be it

Resolved, that the sum of \$12,500.00 is hereby appropriated for said purpose, and the Mayor is authorized to issue, and the Controller to countersign a warrant, or warrants, aggregating said \$12,500.00, upon the production and proper audit of vouchers for said expense, and charge the same to Contingent Fund Appropriation 42.

Passed April 4, 1921, by a two-thirds vote.

Approved April 7, 1921.

Resolution Book 5, Page 94.

No. 130

Whereas, Insurance policies at the Exposition expired on Nov. 17, 1920, but were extended to expire February 1, 1922, in conformity with other policies on City buildings; therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Thomson and Sproull in the amount of \$1,638.80 being premium on insurance policies at Exposition Buildings covering extension from November, 1921, to February 1922, to be paid from Code Account No. 1727, Miscellaneous Services, Exposition Building, Bureau of City Property.

Passed April 4, 1921, by a two-thirds vote.

Approved April 12, 1921.

Resolution Book 5, Page 95.

No. 131

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the following firm in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amount to the appropriation item shown below:

Schedule	Amount	Appropriation No.
Animal Rescue		
League of Pittsburgh	\$1,126.38	1460
Passed April 18, 1921, by a two-thirds vote.		
Approved April 26, 1921.		
Resolution Book 5, Page 95.		

No. 132

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of David Braun, in the sum of Three thousand five hundred thirty-seven and 22/100 (\$3,537.22) dollars, or so much of the same as may be necessary for merchandise purchased for the Pittsburgh City Home and Hospital, same to be chargeable to and payable from Code Account No. 1320.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 95.

No. 133

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the H. W. Clark Company, in the sum of Five hundred fifty-seven dollars (\$557.00), for Meter Box Frames and Covers, for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 96.

No. 134

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of

Thomas Cronin Company for the sum of Nine thousand, four hundred forty-one dollars and fifty-seven cents (\$9,441.57), and charge the same to Appropriation No. 203, Water Bonds, Series "A" 1919, said amount being payment in full for labor and material furnished incident to the raising of 24" Cast Iron Water Pipe Line on East Ohio Street, from October 29th, 1920 to February 1st, 1921.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 96.

No. 135

Whereas, There was a delay in awarding the contract for printing and binding the municipal record for 1921, as a new firm had been the lowest bidder, and the Department of Supplies desired to investigate the responsibility of the firm before awarding the contract, and in the meantime it was necessary to furnish proofs of No. 1 meeting to the members of Council, and as the contract had expired for the 1920 record, an arrangement was made with the Eureka Printing Co., who had published the record in 1920, to set up this meeting and furnish proofs; they agreeing to do this on a time basis; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Eureka Printing Company for the sum of \$175.50, being payment for 29 1/4 hours at \$3.00 per hour, for setting up meeting and furnishing proofs as aforesaid, and charge the same to Code Account No. 42, Contingent Fund.

Passed April 19, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 96.

No. 136

Whereas, on March 16th, 1920, Mrs. L. Fulton, who resides at 7200 Butler street, Pittsburgh, Pennsylvania, while walking down the City steps leading

from Baker street to Butler street caught the heel of her shoe in a broken place in one of the steps, causing her to fall and sustaining a badly sprained ankle and severe bruises and lacerations to her side and arm, and,

Whereas, claimant, by reason of said accident, in addition to suffering great pain as a result thereof, was incapacitated for a long period of time, being unable to perform her household duties and has been put to considerable expense for medical attendance; therefore, be it

Resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. L. Fulton in the sum of \$200.00 in full settlement of all claims for damages arising out of said accident and charge the same to Code Account No. 42, Contingent Fund.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 97.

No. 137

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of E. M. Hill in the sum of Eight hundred fifty-four dollars and ninety-six cents (\$854.96), or so much of the same as may be necessary, for lumber furnished to the Bureau of Highways & Sewers, Boardwalks and Steps Division, same to be chargeable to and payable from Code Account No. 1641.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 97.

No. 138

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following named District Commissioners of the Bureau of Police for monies expended by them in securing evidence against disorderly houses and illegal

selling of liquor, and charge the various amounts to Code Account No. 42, Contingent Fund, to-wit:

Charles Johnston\$52.45
Shriver Stewart 13.00

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 97.

No. 139

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Marion Coal Company, in the sum of Seven hundred thirty-one dollars and fifty-eight cents (\$731.58), or so much of the same as may be necessary in payment for 149,302 tons of coal delivered to the Schenley Conservatory, same to be chargeable to and payable from Code Account No. 1807.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 98.

No. 140

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of H. R. Mitchell, Chief Clerk, New York Zoological Gardens, New York, in the sum of One thousand two hundred twenty-five (\$1,225.00) dollars, or so much of the same as may be necessary, for 1 Female Zebra Giant and 25 Rose Cockatoos, same to be chargeable to and payable from Code Account No. 1848.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 98.

No. 141

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign, a warrant in favor of Miss Teressa Nudo (student), in the sum of Sixty (\$60.00) dollars, for one (1) month's service as typewriter, in the Department of Supplies, same to be chargeable to and payable from Code Account No. 1123-B.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 98.

No. 142

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of the Prosser Construction Company for \$285.75, for the removal of 57.15 tons of garbage from former Chartiers Township, during the months of January and February, 1921; the same to be charged to Code Account 1261, Bureau of Sanitation, Department of Public Health.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 99.

No. 143

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Rising & Radcliffe, in the sum of Four hundred forty-eight dollars (\$448.00), or so much of the same as may be necessary for the printing of 5,000 Fire Zone Pamphlets, for the Building Code Committee, the same to be chargeable to and payable from Code Account No. 1009.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 99.

No. 144

Whereas, The South Pittsburgh Water Company, under a contract with

the City of Pittsburgh, is supplying the water and reading the meters in that portion of the city located in the South Hills district, and

Whereas, The City directed the water company to shut off water being used by consumers who had failed to make payment of their bills for same, allowing them to become delinquent and remain so, and also,

Whereas, The cost for restoring the service was collected by the Delinquent Tax Collector at the time these delinquent bills were paid and by him turned into the general funds of the City; now therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the South Pittsburgh Water Company for seventy dollars (\$70) in payment of attached bills for \$10 and \$60 due the water company for the work connected with the closing off and restoring service to such parties as allowed their water bills to become and remain delinquent, and charge same to Appropriation No. 42, Contingent Fund.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 99.

No. 145

Whereas, James L. Stuart paid into the treasury of the City of Pittsburgh, on March 23rd, the sum of \$47.18, being refunds on contracts for the City-County Building with the New England Granite Company of \$12.30 and W. S. Tyler Company of \$34.88, and

Whereas, it has been discovered that the refund made in the case of the W. S. Tyler Company is in error; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of James L. Stuart in the sum of \$34.88, and charge the same to Appropriation No. 156, City Hall Bond Fund.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 100.

No. 146

Whereas, the contract for the reconstruction of the retaining wall on the southerly side of Henderson street, near Sandusky street, has been completed, and a final estimate prepared, based upon unit prices bid for the various items of work, making payment in the sum of \$22,969.00 to the contractor, George S. White Company; and

Whereas, the said contractor for this improvement has refused to accept the said final estimate and has filed a claim in the sum of \$6,578.50 as extra compensation for payment of the increased cost of completing this contract, due to changes made in the design of the wall during the progress of reconstruction, whereby additional expense was incurred in removing additional trench excavation extended in the back of the wall, and in supporting the street pavement, which was undermined; now therefore, be it

Resolved, that the claim of George S. White Company, contractor for the reconstruction of a retaining wall on the southerly side of Henderson street, near Sandusky street, for extra compensation in the amount of \$6,578.50, be approved, and that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of George S. White Company for the sum of \$6,578.50 in payment thereof, and charge same to Code Account 1589-G, Retaining Wall, Division of Streets, Bureau of Engineering.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 100.

No. 147

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Wholesale Coal Company, in the sum of Sixty-nine thousand, six hundred (\$69,600.00) dollars, or so much of the same as may be necessary in payment for four hundred (400) cars of coal at \$3.48 per ton, to be shipped to the Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 101.

No. 148

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Zieger Company, in the sum of Six hundred dollars (\$600.00), or so much of the same as may be necessary, for birds furnished to the Highland Park Zoo, the same to be chargeable to and payable from Code Account No. 1848.

Passed April 18, 1921, by a two-thirds vote.

Approved April 26, 1921.

Resolution Book 5, Page 101.

No. 149

Whereas, Elizabeth Schultis offers the City of Pittsburgh the sum of \$125.00, for lot No. 12 located on Marcus way, 17th Ward, City, bounded and described as follows:

Beginning on the north side of Marcus way at a point 155.04 feet east of the corner of St. Patrick street, and Marcus way; thence extending eastwardly 25 feet to a pin, thence northwardly 126 feet to a pin, thence westwardly 25 feet to a pin, thence southwardly 126 feet to Marcus way to place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Elizabeth Schultis for the sum of \$125.00.

Passed April 18, 1921.

Approved April 26, 1921.

Resolution Book 5, Page 101.

No. 150

Whereas, Harry A. Friday executed and delivered a certain mortgage to the City of Pittsburgh, dated April 1, 1920, in the sum of \$60,000.00, payable one year after date with 6% interest thereon, payable semi-annually, and

recorded in the Recorder's Office of Allegheny County in Mortgage Book Vol. 1699, Page 471, said mortgage being given to secure the unpaid purchase price for property situate on Smithfield street and Second avenue; and

Whereas, the said Harry A. Friday desires to pay said mortgage in full together with interest due thereon; now therefore, be it

Resolved, That the City Treasurer be and he is hereby authorized to enter satisfaction of record of the mortgage given by Harry A. Friday to the City of Pittsburgh, dated April 1, 1920, in the sum of \$60,000.00, and recorded in Mortgage Book Vol. 1699, Page 471, upon receipt by him in behalf of the City of the sum of \$60,000.00 with interest thereon as provided for in said mortgage.

Passed April 18, 1921.

Approved April 26, 1921.

Resolution Book 5, Page 102.

No. 151

Whereas, A meter has been installed by the City of Pittsburgh on the premises of Morris Scholnick, supplying Number 2008 Webster avenue, 5th Ward, Pittsburgh, Pa.; and,

Whereas, It appears that the flat rate for two quarters for water used in said premises would be \$13.37, and the meter readings at the current rates for the two quarters show a use of water in the sum of \$115.60, or an increase in the charge for water for said two quarters of \$102.23; and

Whereas, It appears that this charge for water would work a great hardship upon the owner of said property and the situation arises by reason of the transition from the flat to the meter rate; now therefore, be it

Resolved; That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Morris Scholnick, on account of the said charge for water, in the sum of \$51.11, being 50 per cent of the excess of the metered rate over the former flat rate.

Passed April 18, 1921.

Approved April 26, 1921.

Resolution Book, 5, Page 102.

No. 152

Whereas, The Young Men's Hebrew Association of Pittsburgh, Pa., purchased the premises 1940 Fifth avenue, 1st Ward, from the B. P. O. Elks, and

Whereas, They made such alterations in water fixtures that the flat assessment was reduced from \$280.10 to \$148.64 per year; and

Whereas, For the year 1916 the net charge for water rent should have been \$181.50; therefore, be it

Resolved, that the Board of Water Assessors of the City of Pittsburgh be and it is hereby authorized and directed to issue an exoneration to the said Young Men's Hebrew Association of Pittsburgh, Pa., on account of said charge for water in the sum of \$98.60.

Passed April 18, 1921.

Approved April 26, 1921.

Resolution Book 5, Page 102.

No. 153

Whereas, in carrying out the contract for the reconstruction of a retaining wall on the southerly side of Henderson street, near Sandusky street, contract No. 1000, Controller's Office File, it became necessary to increase the quantities of excavation and concrete in the retaining wall over those shown in the contract as entered into, due to conditions encountered in the field, which makes the final estimate amount to \$22,969.00, or \$7,969 in excess of the sum appropriated therefor, and,

Whereas, there is an unencumbered balance in excess of \$7,969.00 remaining in Code Account 1589-G, Retaining Wall, Division of Streets, Bureau of Engineering; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$7,969.00 from the balance remaining in the General Fund of Code Account 1589-G, Retaining Wall, Division of Streets, Bureau of Engineering, and credit same for the purpose of paying the final estimate for the reconstruction of retaining wall on the southerly side of Henderson street, near Sandusky street, Contract No. 1000, Controller's Office File.

Passed April 18, 1921.
Approved April 26, 1921.
Resolution Book 5, Page 103.

No. 154

Resolved, That the sum of Two thousand five hundred (\$2,500.00) dollars, or so much thereof as may be necessary, shall be and the same is hereby set aside in appropriation No. 42, Contingent Fund., for the use of the Department of City Planning in defraying the necessary expenses of the National Conference of City Planning, to be held in Pittsburgh on May 9th, 10th and 11th, to be paid on vouchers to be approved by the City Controller, and that Resolution No. 77, Series 1921, appropriating a like amount for the same purpose, be and the same is hereby repealed.

Passed April 18, 1921.
Approved April 26, 1921.
Resolution Book 5, Page 103.

No. 155

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to grant permission to the Pennsylvania Trap Shooters Association for the use of Schenley Park Oval for the period from June 6 to June 11, 1921, for the purpose of holding trap shooting matches.

Passed April 18, 1921.
Approved April 26, 1921.
Resolution Book 5, Page 104.

No. 156

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of William Bennett, Chief of the Bureau of Fire, for the sum of \$424.50, covering amounts paid by the various employes of the Bureau of Fire for Paid Drivers' Licenses from the State Highway Department of Pennsylvania during the years of 1920 and 1921, and charge the same to Code Account No. 42, Contingent Fund.

Passed April 25, 1921, by a two-thirds vote.

Approved April 30, 1921.
Resolution Book 5, Page 104.

No. 157

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Frank and Felix Diulus, for the construction of a 30-inch pipe sewer in Schenley Park, from a point on Forbes street about 275 feet west of Bellefield avenue to a point about 350 feet south of Sennott street, it was found necessary to do certain extra work, which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract governing the allowance for extra work and the prices of material, amounting to \$270.00, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in the amount of \$270.00, in favor of Frank and Felix Diulus, in payment of extra work done on the contract for the construction of a 30-inch sewer in Schenley Park from a point on Forbes street about 275 feet west of Bellefield avenue to a point about 350 feet south of Sennott street, and charge same to Code Account No. 1576-F, Repair Schedule, Division of Sewers, Bureau of Engineering, Item Contract No. 5376, Mayor's Office File.

Passed April 25, 1921, by a two-thirds vote.
Approved April 30, 1921.
Resolution Book 5, Page 104.

No. 158

Whereas, Robert L. Van Dyke, employed in the Division of Accounts and Permits, Department of Public Safety, has become physically incapacitated for service on account of an attack of tuberculosis; and

Whereas, He has been at the Tuberculosis Camp at Cresson for the past three months, and is now at the Tuberculosis Hospital, and

Whereas, He has been in the City service since June 8, 1914; therefore, be it

Resolved, That the Director of the Department of Public Safety be authorized and directed to grant to Robert L. Van Dyke leave of absence for three months with pay; and be it further

Resolved, That the Mayor shall be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of said Robert L. Van Dyke in payment thereof, the same to be charged to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police.

Passed April 25, 1921, by a two-thirds vote.

Approved April 30, 1921.

Resolution Book 5, Page 105.

No. 159

Whereas, Joseph Wiltman offers the City of Pittsburgh the sum of \$100.00 for part of Lot No. 166, located on Elkland street, Twenty-sixth ward, City, bounded and described as follows: Beginning on the east side of Elkland street at a point 40 feet north of the corner of Hawkins and Elkland streets, thence extending northwardly 20 feet to a pin, thence eastwardly 50 feet to a pin, thence southwardly 20 feet to a pin, thence westwardly 50 feet to Elkland street to the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Joseph Wiltman for the sum of \$100.00.

Passed April 25, 1921.

Approved April 30, 1921.

Resolution Book 5, Page 105.

No. 160

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of one thousand (\$1,000.00) dollars from Code Account No. 43, Finance Fund, to

Code Account No. 1224, Supplies, Department of Health, Division of Bacteriology.

Passed April 25, 1921.

Approved April 30, 1921.

Resolution Book 5, Page 105.

No. 161

Whereas, In the execution of Contract No. 5376, Mayor's Office File, for the construction of a sewer in Schenley Park, from Forbes street to a point 350 feet south of Sennott street, it was found necessary to increase the amount of work contained in certain items of the said contract, and to do certain extra work, which caused the final estimate to exceed the amount appropriated for this improvement, to wit: \$14,500.00, by the sum of \$1,396.75; and

Whereas, There is remaining in Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, an unincumbered sum in excess of \$1,396.75; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,396.75 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering, and to credit same as an additional sum for the payment of the final estimate of Contract No. 5376, Mayor's Office File, for the construction of a sewer in Schenley Park, from Forbes street to a point 350 feet south of Sennott street, and the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants drawn on said fund for the payment of the cost of the final estimate for said contract.

Passed April 25, 1921.

Approved April 30, 1921.

Resolution Book 5, Page 106.

No. 162

Whereas, There are stationed in Pittsburgh five batteries and headquarters of the First Field Artillery, Pennsylvania National Guard, with an Armory at Emerson and Alder streets; and

500.00) dollars, payable to Herbert A. Reed, upon his delivering to the City of Pittsburgh a deed for all his right, title, interest, claim and demand in the property taken in the grading, paving and curbing of Comet way, and upon his signing and executing a release of all damages caused thereby, and charge same to Code Account No. 42, Contingent Fund.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 107.

No. 164

Whereas, The Federal Electric Company took out a building and wiring permit for hanging an electric sign for L. A. Heckler, at 2316 Arlington avenue, Mt. Oliver, for which the Federal Electric Company paid \$4.50 for the building permit and \$3.00 for the wiring permit; and

Whereas, This property is not within the City limits, the permit should not have been issued, and the money paid for said permits should be returned; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Federal Electric Company in the sum of seven and 50/100 (\$7.50) dollars and charge the same to Appropriation No. 42, Contingent Fund.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 108.

No. 165

Whereas, In the transfer of certain properties to the City, it was deemed necessary to have the Potter Title and Trust Company examine the titles of same, the cost of said examinations being as follow:

Ins. & S. C., 26,506, John E. Born,
Thirteenth ward\$ 98.75
S. C. 26498, John Liggett Est.,
Second ward 323.20

S. C. 26666, Alabama V. Hurd
Est., Thirteenth ward 142.50

S. C., 26574, Mary S. R. Clapp
Est., Twenty-first ward 195.00

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of the Potter Title and Trust Company in the sum of seven hundred fifty-nine and 45/100 (\$759.45) dollars in payment of said claims and charge the same to Code Account No. 42, Contingent Fund.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 108.

No. 166

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Downtown Post No. 231, American Legion, refund for the sum of fifty (\$50.00) dollars, which was expended for rent for the use of Exposition Hall Thursday, April 21, 1921, same to be chargeable to and payable from Code Account No. 42, Contingent Fund.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 108.

No. 167

Whereas, On January 18, 1921, in the Committee on Finance, a motion was adopted to employ the auditors of Chartiers Township to audit the books and accounts of said township, and their pay fixed at \$3.00 per day, said auditors to submit a report to the Committee on Finance; and

Whereas, Said audit has been completed and a report filed with the City Controller along with bills for services rendered as follows:

William C. Scott\$180.00
William H. Dalzell 180.00
R. J. Beck 180.00

Resolved, That the Mayor be and he is hereby authorized and directed

to issue and the City Controller to countersign warrants in favor of William C. Scott, in the sum of \$180.00; William H. Dalzell, \$180.00, and R. J. Beck, \$180.00, and charge the same to Appropriation No. 50, Chartiers Township.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 109.

No. 168

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Fort Pitt Typewriter Company in the sum of \$22.50 for repairing Underwood Typewriter in the Department of Law, and charge the same to Code Account No. 1074, Miscellaneous Services; warrant in favor of Business Furniture Company in the sum of \$11.00 for moving steel filing cases in the Department of Law, and charge the same to Code Account No. 1074, Miscellaneous Services; and warrant in favor of the Burroughs Adding Machine Company in the sum of \$43.35 for repairing Adding Machine in the Bureau of Public Improvements of the Department of Law, and charge the same to Code Account No. 1089-B, Miscellaneous Services.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 109.

No. 169

Whereas, March 1, 1919, R. T. Pearson & Co., agents for L. & M. Schlein, leased to the City of Pittsburgh a plot of ground situated on East street, Twenty-fourth ward, City, to be used for playgrounds for an annual rental of \$300.00; and

Whereas, No appropriation was set up for the payment of said rent and a year's rent is now due; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of

R. T. Pearson & Co., agents for L. & M. Schlein, in the sum of three hundred (\$300.00) dollars, in payment of above rent, and charge the same to Appropriation No. 42, Contingent Fund.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 110.

No. 170

Whereas, O'Hara street, from Boquet street to DeSoto street, was opened, and the damages due to the opening of said public highway to the grade established thereon by Ordinance No. 44 were adjudicated in Viewers' proceedings at No. 119 July Term, 1919, Docket "C," in the Court of Common Pleas of Allegheny County, Pa., under which proceedings the Board of Viewers filed their report which was confirmed absolutely August 26, 1919, in which report they awarded to Edith V. Lawler damages in the sum of \$200.00, which damages grew out of the change of grade of the said O'Hara street as opened; and

Whereas, Edith V. Lawler, the owner of property at the corner of Boquet street and O'Hara street, was greatly damaged by reason of the fill along the O'Hara street line of her property and was obliged to erect retaining walls along the side of the property and six area ways around the windows leading into the cellar, the walls being necessary in order to maintain the street and sidewalk and keep the street from sliding against the house on the said lot, which is close to the O'Hara street line of the property and fill in the back yard of the property; and

Whereas, The building of the said walls and area ways cost the said Edith V. Lawler \$504.27, together with a bill for the building of steps of \$58.75 and a plumbing bill of \$15.32, the said property being left low in its relation to the street and being damaged thereby in an undetermined sum; and

Whereas, The physical work of grading, as affecting the said property, was done in the grading, paving and curbing of O'Hara street at No. 668 January Term, 1921, Docket "B,"

In the year 1920, at which time it became apparent that the property was greatly damaged; the Board of Viewers in the matter of the grading, paving and curbing not being permitted to consider damages to the property assessed the property of Edith V. Lawler, at the above number and term, in the sum of \$450.00 benefits, and the said Viewers filed their report on February 25, 1921! now, therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized to satisfy the lien at No. 668 January Term, 1921, Docket "B," against the property of Edith V. Lawler in the sum of \$450.00, together with the costs and interest thereon.

Passed May 2, 1921.

Approved May 6, 1921.

Resolution Book 5, Page 110.

No. 171

Whereas, Ordinance No. 329, approved July 8, 1920, sets aside the sum of \$21,000.00 for contract or contracts for furnishing and erecting apparatus in various playgrounds of the City of Pittsburgh, and from this amount there has been paid under Contract No. 1028, for apparatus, the sum of \$10,794.36 and through Department of Supplies contracts for pipe and fittings in the sum of \$3,426.38, making an aggregate total of \$14,220.74; and

Whereas, There is an unincumbered balance remaining in this fund in the amount of \$6,779.26, which was to be used for the erection of this apparatus; and

Whereas, The Bureau of Recreation desires to do its own erecting of this apparatus, having competent men for the purpose; now, therefore, be it

Resolved, That the sum of \$6,779.26, as above set forth, be and the same is hereby transferred to General Fund, Code Account No. 201, for the purpose of paying labor and furnishing material, etc., for the erection of playground apparatus.

Passed May 2, 1921.

Approved May 6, 1921.

Resolution Book 5, Page 111.

No. 172

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$420.82 to Contract (year 1920) for Printing and Binding Municipal Record, Code Account No. 1004, from the following:

From Code Account No. 1004,
Contract for Printing Council
Files (year 1920)\$170.90

From Code Account No. 42, Contingent Fund (year 1921)..... 249.92

\$420.82

Passed May 2, 1921.

Approved May 6, 1921.

Resolution Book 5, Page 111.

No. 173

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Frank Donatelli, for the construction of a 15-inch T. C. pipe sewer on the west sidewalk and roadway of Beechwood boulevard, from the existing sewer on the west sidewalk of Beechwood boulevard at Forbes street to the existing sewer on Beechwood boulevard at Aylesboro avenue, it was found necessary to do certain extra work, which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract, governing the allowance for extra work and the prices of material, amounting to \$1,934.80; now, therefore, be it

Resolved, That the said extras as herein set forth certified to by the Department of Public Works be approved, and the City Controller is authorized to charge same as part of the cost of said contract.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 112.

No. 174

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of the Director of the Department of Supplies, or authorized agents, not to exceed the sum of one hundred (\$100.00) dollars, to defray expenses for an inspection trip for filtration hose; the same to be chargeable to and payable from Code Account 1750.

Passed May 2, 1921, by a two-thirds vote.

Approved May 6, 1921.

Resolution Book 5, Page 112.

No. 175

Whereas, During several years past many of the inhabitants of Pittsburgh have been killed or maimed in accidents resulting from negligent operations of the Pittsburgh Railways Company, and judgments against said company for said causes remain unpaid because of insolvency of said company; and

Whereas, In addition to the great hardships, deprivation and distress suffered by the numerous victims of said street car accidents, actual want has brought many of them to the condition of dependants on private and public charity with an apparent hopeless outlook for the future; and

Whereas, In view of the munificent charity of this community, amounting to the many millions given to the helpless and homeless of other lands, it seems but reasonable to compassionate the misery at our door and to recognize the justice of these claims as rising far higher than any mere property right, equity or preference of any stockholder on bondholder, or the public requirements for good service; now, therefore, be it

Resolved, That in any negotiation that may arise out of the proposed reorganization of the said Pittsburgh Railways Company's system, and which may require the City's consent and additional legislation, this Council will strongly urge the payment of all verdicts and judgments against said company for death and personal injuries remaining unpaid at the time of such reorganization.

Passed May 2, 1921.

Approved May 6, 1921.

Resolution Book 5, Page 112.

No. 176

Whereas, On November 11, 1920, an automobile of the Department of Public Health was standing on Washington boulevard, and the driver in starting said machine backed into an automobile owned by Mr. Paul S. Ache, bending the right front fender, damaging the headlights and radiator of Mr. Ache's car; and

Whereas, By reason of said accident Mr. Ache was put to the expense of \$61.58 for repairs to his said automobile; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Paul S. Ache, in the sum of \$61.58 in full settlement of all claims for damages which he might have against the City of Pittsburgh arising out of this accident, and charge to Code Account No. 42 (Contingent Fund).

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 113.

No. 177

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harland Bartholomew, Consulting Engineer, for one hundred ninety-one and 91/100 (\$191.91) dollars, for services rendered to the Department of City Planning, in a consulting capacity, during the month of April, 1921, and charge the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 113.

No. 178

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of David Braun, in the sum of two

thousand two hundred thirty and 43/100 (\$2,230.43) dollars, or so much of the same as may be necessary for one (1) lot of groceries for the Pittsburgh City Home and Hospital, same to be chargeable to and payable from Code Account No. 1320-C.

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 114.

No. 179

Whereas, In the execution of the contract between the City of Pittsburgh and Thomas Cronin Company in the construction of Shaler street bridge it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas Cronin Company for the sum of seven hundred thirty-nine dollars, seventy-three cents (\$739.73) for extra work done on said reconstruction of substructure and replacement of superstructure with remodeled bridge, Shaler street bridge over Saw Mill Run, and charge the same to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 114.

No. 180

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Frick & Lindsay Company, in the sum of six hundred thirty-nine and 02/100 (\$639.02) dollars, or so much of the same as may be necessary in payment for extra heavy wrought iron pipe for the filtration plant, same to be chargeable to and payable from Code Account 203-A.

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 114.

No. 181

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Amt.	App. No.
Drs. Johnston and Grier..	\$25.00	1447
James L. Hoban	55.95	42
William J. Kane.....	99.75	42

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 115.

No. 182

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of D. J. Kennedy Company, in the sum of eighty-four and 57/100 (\$84.57) dollars, or so much of the same as may be necessary in payment for coal furnished Leech Farm Sanitorium, same to be chargeable to and payable from Code Account No. 1231.

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 115.

No. 183

Whereas, Harry H. Willock was assessed the sum of \$228.36 for the construction of a sewer on Greenfield avenue in the City of Pittsburgh; and

Whereas, A settlement has been made with the other abutting property owners along the line of said

sewer on Greenfield avenue upon their paying fifty (50) per cent of the assessment, which settlements were made by Resolution No. 510, approved by the Mayor on December 30, 1920; and

Whereas, On March 3, 1921, the said Harry H. Willock paid the City of Pittsburgh \$228.36, being the amount assessed against his property, together with \$4.95 interest thereon; and

Whereas, The property on which the assessment was made was already sewered by a sewer laid out in a plan of lots, and that the said sewer as laid out in the plan of lots was accepted by the City; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in the sum of \$116.65, payable to Harry H. Willock, being a refund of fifty (50) per cent of the sewer assessment and the interest for the sewer on Greenfield avenue in the City of Pittsburgh, and charge the same to Appropriation No. 42, Contingent Fund.

Passed May 9, 1921, by a two-thirds vote.

Approved May 11, 1921.

Resolution Book 5, Page 115.

No. 184

Whereas, Wright, Chalfant and McCandless in behalf of Sarah E. Bitler offers the City of Pittsburgh the sum of \$750.00 for lots Nos. 196-197 in Beechwood Improvement Company Plan, called "Kishon," located on Melbourne street, Fifteenth ward, City, bounded and described as follows: Beginning on the north side of Melbourne street 125 feet east of the corner of Melbourne and Norfolk streets, thence extending eastwardly 50 feet to Lot No. 198 in said plan, thence northwardly 90 feet to a pin, thence westwardly 50 feet to Lot No. 195 in said plan, thence southwardly 90 feet to Melbourne street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to

Wright, Chalfant and McCandless in behalf of Sarah E. Bitler for the sum of \$750.00.

Passed May 9, 1921.

Approved May 11, 1921.

Resolution Book 5, Page 116.

No. 185

Whereas, It is necessary to provide funds for the payment of two watchmen and two cleaners in the Bureau of City Property, Exposition Buildings; therefore, be it

Resolved, That the City Controller be and he is hereby authorized to make the following transfer from various codes in the Bureau of City Property for the payment of the same:

From. Code Acct. 1671, Supplies, City-County Bldg.....	\$4,000.00
To Code Acct. 1726½, Wages, Regular Employees, Exposition Buildings	\$4,000.00

Passed May 9, 1921.

Approved May 11, 1921.

Resolution Book 5, Page 116.

No. 186

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of fifty thousand (\$50,000) dollars from Appropriation No. 1755, Supplies, Mechanical Division, Bureau of Water, to Appropriation No. 42, Contingent Fund.

Passed April 25, 1921.

Pittsburgh, May 16, 1921.

I do hereby certify that the foregoing resolution, which has been disapproved by the Mayor, and returned with his objections to the Council, was passed by a two-thirds vote of said Council, this 16th day of May, A. D. 1921.

E. J. MARTIN.
City Clerk.

Resolution Book 5, Page 117.

No. 187

Whereas, The report of City Solicitors Prichard and Monro shows that during the past three years of the receivership of the Pittsburgh Railways Company \$6,309,035.23 has been paid to the owners of the property and approximately \$2,300,000.00 has been expended for extraordinary repairs and renewals; and

Whereas, During this time the City of Pittsburgh has received only trifling payment of bridge tolls, repaving, street cleaning, etc., the unpaid accounts amounting at this date to approximately \$1,000,000.00; therefore, be it

Resolved, That the Council of the City of Pittsburgh protests against this discrimination against the City and declares (1st) that the just claims of the City are part of the ordinary operating expenses of the company and should be paid before profits called interest and rentals are paid to the owners; (2nd) that ordinary maintenance repairs are proper charges to be included as ordinary operating expenses; (3rd) that extraordinary expenditures, such as the \$2,300,000.00 expended in 1920, which were made possible by reason of the present high rate of car fare, are not ordinary operating expenses, but are really capital additions which should have been made by the owners and not from operating revenue; (4th) that if the owners of the property cannot or will not furnish the money necessary to rebuild the system, the payment of interest and rentals should cease; (5th) that operating expenses, which include the claims of the City, should be paid first; necessary expenditures in rebuilding the tracks, paving and new equipment second and return to capital third.

Passed May 16, 1921.

Approved May 19, 1921.

Resolution Book 5, Page 117.

No. 188

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of J. N. Chester Engineers, for the sum

of four thousand six hundred fifty-three and 02/100 (\$4,653.02) dollars for work performed on rate study, consultation and court appearance on water rate case for the Department of Public Works, Bureau of Water, City of Pittsburgh, Pa., and charge same to Appropriation No. 1737, "Miscellaneous Services," Department of Public Works, Bureau of Water.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 117.

No. 189

Whereas, The Joint Committee of the City-County Building authorized the installation of safety devices in the main switchboard room, City-County building, said work being authorized at a meeting of the Joint Committee held Monday, January 17, 1921; and

Whereas, The Craig Electric Company, contractors for the original installation of apparatus in the switchboard room, placed these safety devices under instructions from the architect of the building, Mr. E. B. Lee; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Craig Electric Company for the sum of sixty-two dollars and fifty cents (\$62.50) for safety devices installed in the main switchboard room, City-County building, and charge same to Code Account 156, City-County building.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 118.

No. 190

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of East Liberty Coal and Coke Company, in the sum of one hundred ninety-four and 78/100 (\$194.78) dollars, or

so much of the same as may be necessary for the payment of coal for Brilliant Pumping Station, same to be chargeable to and payable from Code Account 1755.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 118.

No. 191

Whereas, For the purpose of being prepared to cope with removal of snow during the winter of 1920-1921 the Bureau of Highways and Sewers entered into negotiations with the Good Roads Machinery Company for the purchase and delivery of two (2) certain devices known as Champion Snow Plows, at a cost of six hundred nine dollars and seventy-one cents (\$609.71); and

Whereas, When the said Champion Snow Plows were delivered the appropriation for equipment in the Bureau of Highways and Sewers for the fiscal year of 1920 had been expended; payment therefore could not be made and there is now due and owing to the Good Roads Machinery Company the sum of six hundred nine dollars and seventy-one cents (\$609.71);

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Good Roads Machinery Company for the sum of six hundred nine dollars and seventy-one cents (\$609.71), and charge to Appropriation No. 1626, Equipment and Machinery, Cleaning Highways, Bureau of Highways and Sewers, Department of Public Works.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 119.

No. 192

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Ludlow Valve Manufacturing Company, in the sum of fifty-nine

hundred and forty (\$5,940.00) dollars, or so much of the same as may be necessary in payment for fire hydrants and gate valves delivered to the Bureau of Water, the same to be chargeable to and payable from Code Account No. 203-C.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 119.

No. 193

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Louis Ruhe, in the sum of nine hundred eighteen (\$918.00) dollars, or so much of the same as may be necessary for animals purchased for Highland Park Zoo, same to be chargeable to and payable from Code Account No. 1848.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 119.

No. 194

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of South Side Coal and Supply Company, in the sum of eleven (\$11.00) dollars, or so much of the same as may be necessary in payment for coal for Highland Park Reservoir, same to be chargeable to and payable from Code Account 1763, and in favor of the said South Side Coal and Supply Company in the sum of \$107.00, or so much of the same as may be necessary, for coal for the Asphalt Plant, same to be chargeable to and payable from Code Account No. 1655.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 120.

No. 195

Whereas, The City of Pittsburgh by ordinance duly passed widened Carson street west from Point Bridge to Main street in the year 1919; and

Whereas, The Board of Viewers heard and determined the case of Stoner, Thaw and Company, Limited, and included within the original draft of their report damages to the said company in the sum of \$1,000.00; and

Whereas, In transcribing the original report to the report being prepared for court a mistake was made and the damages awarded to Stoner Thaw and Company, Limited, was inadvertently omitted from the report; and

Whereas, The Viewers filed their report and the same was confirmed on the seventeenth day of September, 1919; and

Whereas, The Viewers are William M. McJunkin, Edwin Z. Smith and W. W. Murray, and have certified that the facts and statements contained in Bill 2769 are true and correct; and

Whereas, The City of Pittsburgh and the Stoner, Thaw and Company, Limited, to whom the damages were awarded, are desirous of correcting the mistake at the least possible cost; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in the sum of \$1,000.00, payable to Stoner, Thaw and Company, Limited, being settlement in full for the damages sustained by them in the widening of Carson street from Point Bridge to Main street, in the City of Pittsburgh. And charge same to Appropriation No. 12, Contingent Fund.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 120.

No. 196

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Taylor Wilson Manufacturing Company, in the sum of five hundred fifty (\$550.00) dollars, or so much of the same as may be necessary for mixer blades for the asphalt plant, same to be chargeable to and payable from Code Account No. 1656.

Passed May 16, 1921, by a two-thirds vote.

Approved May 19, 1921.

Resolution Book 5, Page 121.

No. 197

Whereas, A certain lease for property used for stables by the Bureau of Highways and Sewers, situate on Tunnel street, has been submitted by the Peoples Savings and Trust Company of Pittsburgh, trustee for E. Louise McLeod Mitchell, for a further term of one (1) year.

Resolved, By the Council of the City of Pittsburgh that the lease made by the Peoples Savings and Trust Company of Pittsburgh, trustees for E. Louise McLeod Mitchell, to the City of Pittsburgh for that certain property having a frontage of 39.46 feet on Tunnel street in the Second ward of the City of Pittsburgh, now used and occupied by the Bureau of Highways and Sewers for a further term of one (1) year beginning April 1, 1921, at an annual rental of fifteen hundred (\$1,500.00) dollars, payable monthly, at the rate of one hundred and twenty-five (\$125.00) dollars per month, shall be and the same is hereby approved, payment of the said rental for the current fiscal year to be made from Appropriation No. 1613, Miscellaneous Service, Stables and Yards, Bureau of Highways and Sewers.

Passed May 16, 1921.

Approved May 19, 1921.

Resolution Book 5, Page 121.

No. 198

Resolved, That the City Controller be and he is hereby authorized to transfer the sum of three hundred (\$300.00) dollars from Code Account No. 1773-D, "Materials," Bureau of Light, to Code Account No. 1505-F, "Equipment," Director's office, Department of Public Works.

Passed May 16, 1921.

Approved May 19, 1921.

Resolution Book 5, Page 121.

No. 199

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of R. J. Alderdice, Director of the Department of Public Safety, for the sum of \$245.78, covering expenses incurred by R. J. Alderdice and Clyde S. Edeburn, Captain of Detectives, attending the National Police Conference in New York City during the week of May 1 to May 8, 1921, and charge the same to Code Account No. 1459, Item M, Traveling Expenses, Bureau of Police.

Passed May 23, 1921, by a two-thirds vote.

Approved May 27, 1921.

Resolution Book 5, Page 122.

No. 200

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Amt.	App. No.
Animal Rescue League of Pittsburgh	\$1,127.28	1460
Keystone Laundry Co.	28.15	1429
Keystone Laundry Co.	367.49	1447
Keystone Laundry Co.	954.28	1463

Passed May 23, 1921, by a two-thirds vote.

Approved May 27, 1921.

Resolution Book 5, Page 122.

No. 201

Whereas, Nellie Bartiromo, child of Anthony Bartiromo, aged 12, was killed by being run over by a police patrol at Wylie avenue, near Logan street, on June 12, 1920; and

Whereas, The parents of said child are financially unable to stand the entire expense of her funeral; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Jas. J. Flannery Bro. Co., undertakers, who had charge of the funeral of said child, in the sum of \$200.00, and charge to Contingent Fund, Appropriation No. 42.

Passed May 23, 1921, by a two-thirds vote.

Approved May 27, 1921.

Resolution Book 5, Page 122.

No. 202

Whereas, On March 22, 1921, Mr. J. W. McCarthy of 531 Homewood avenue, Pittsburgh, Pa., parked his automobile on the side of the curb on South Highland avenue between Penn and Center avenues; and

Whereas, Fire Engine of No. 8 Engine House in responding to a still alarm at No. 125 South Highland avenue, collided with the front left wheel of Mr. McCarthy's machine, causing the axle to break off, damaging the left hand head light, destroying the tire, and bending the frame and breaking the steering gears of said machine; and

Whereas, By reason of said accident, Mr. McCarthy has been put to an expense for repairs to his machine amounting to \$250.00; therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of J. W. McCarthy in the sum of \$250.00, and charge the same to Code Account 42 (Contingent Fund).

Passed May 23, 1921, by a two-thirds vote.

Approved May 27, 1921.

Resolution Book 5, Page 123.

No. 203

Whereas, The City of Pittsburgh by ordinance approved July 23, 1919, authorized and directed the construction of a sewer on Harlan avenue, from a point 350 feet east of Irwin avenue to the existing sewer on Harlan avenue at Irwin avenue; and

Whereas, Pursuant to said ordinance the City constructed the said sewer and at No. 665 January Term, 1921, presented its petition for the appointment of viewers to ascertain the costs, damages and expenses and assess the benefits arising from the construction of the said sewer; and

Whereas, The Board of Viewers filed their report on February 25, 1921, the same being confirmed absolutely on March 29, 1921, in which report the property of Martin Nary was assessed benefits in the sum of \$91.50 for 30.5 feet of frontage on Harlan avenue; and

Whereas, It now appears that an error was made as to the number of feet of property owned by Martin Nary fronting on Harlan avenue, the correct frontage being 16.95 feet instead of 30.5 feet as shown on the viewers' plot on which the assessment was made. The said report should read: Martin Nary property, 16.95 feet front, assessed at the same rate that the viewers have placed upon the 30.5 feet of frontage would reduce the assessment from \$91.50 to \$50.85; and

Whereas, The City of Pittsburgh and the property owner are desirous of having this mistake corrected, and the property owner agreeing to pay \$50.85 for the 16.95 feet of frontage; now, therefore, be it

Resolved, That the City Solicitor shall be and he is hereby authorized and directed to accept the sum of \$50.85 in full payment of the sewer assessment against the property of Martin Nary for the construction of a sewer on Harlan avenue.

Passed May 23, 1921.

Approved May 27, 1921.

Resolution Book 5, Page 123.

No. 204

Whereas, When the application was made to the City for an appropriation of \$3,500.00 for the G. A. R. for Memorial Day expenses, it was thought to be a sufficient amount, but in getting the estimates, for music and labor, owing to the increased prices, we find this amount will not be enough; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of three hundred (\$300.00) dollars from Appropriation No. 42, Contingent Fund, to Appropriation No. 85, Grand Army of the Republic.

Passed May 23, 1921.

Approved May 27, 1921.

Resolution Book 5, Page 124.

No. 205

Whereas, Money was appropriated for the purchase of dump wagons at Schenley, Highland and Riverview Parks; and

Whereas, Not sufficient money was allowed at either Highland or Riverview Parks; and

Whereas, By combining these amounts under one code account, we would be able to procure several wagons; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums, to wit:

From:

Code Account 1240, Equipment,	
Highland Park Stables	\$200.00
Code Account 1868, Equipment,	
Riverview Park Stable	300.00
	<hr/>
	\$500.00

To:

Code Account 1802, Equipment,
Schenley Park Stables.

Passed May 23, 1921.

Approved May 27, 1921.

Resolution Book 5, Page 124.

No. 206

Whereas, The appropriation for 1921, Bridge Repairs by City Forces, Division of Bridges, Bureau of Engineering, for Code Account No. 1550, A-3, Wages, Regular Employees, \$9,550.00, and Code Account No. 1553-D, Materials, \$7,500.00, are rapidly nearing depletion; and

Whereas, by an ordinance now pending in Council repealing a portion of Ordinance No. 284, approved

August 18, 1919, the sum of \$12,500.00 reverts to Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering; and

Whereas, It is necessary for the safety and welfare of the public that the work of bridge repairs by City forces be uninterrupted; now, therefore, be it

Resolved, That the sums of \$9,000.00 and \$3,500.00 respectively, totalling \$12,500.00, be transferred to Code Accounts No. 1550, A-3, Wages, Regular Employees, and No. 1553-D, Materials, both in Bridge Repairs by City Forces, from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed May 23, 1921.

Approved May 27, 1921.

Resolution Book 5, Page 124.

No. 207

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$16,000.00 from Code Account No. 1444, Salaries, Regular Employees, Bureau of Police, and the sum of \$10,000.00 from Code Account No. 1461, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 42, Contingent Fund.

Passed May 23, 1921.

Approved May 27, 1921.

Resolution Book 5, Page 125.

No. 208

Whereas, By an error in drawing Ordinance No. 102, amending the salary ordinance, Division of City Architect, the architectural draftsman's salary was reduced from \$2,970.00 to \$2,346.00 per annum; and

Whereas, This error was corrected in Ordinance No. 120, approved April 26, 1921; and

Whereas, The Architectural Draftsman suffered a loss of \$36.75 in pay on account of said error; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of Archibald C. Lamont, Architectural Draftsman, in the sum of \$36.75, and charge the same to Code Account No. 1042, Salaries, Regular Employees, City Architect.

Passed May 28, 1921, by a two-thirds vote.

Approved June 6, 1921.

Resolution Book 5, Page 125.

No. 209

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Manella & Lucenti for the sum of ninety-seven dollars and seventy-five cents (\$97.75), for extra work done incident to laying water pipe lines, Northumberland avenue, Meade street, Kennebec street, Connor and Haldane streets, Montana street, Herndon avenue, Covell way, Baum boulevard, Ridgeville and Marohn street, and charge same to Contract No. 909, on file in the City Controller's office, Appropriation No. 190, Water Bonds, Series A, 1919, work started January 13, 1920, and completed May 1, 1920.

Passed May 28, 1921, by a two-thirds vote.

Approved June 6, 1921.

Ordinance Book 5, Page 126.

No. 210

Whereas, A meter has been installed at premises of William Rosenberg, 1306-08-10 Colwell street, Third ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for a quarter for water used in said premises would be \$9.44, and meter readings at the current rates for the quarter show a use of water in the sum of \$62.28, or an increase in the charge for the water for said quarter of \$52.84; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and

directed to issue an exoneration to the said William Rosenberg on account of said charge for water in the sum of \$26.42, being 50 per cent of the excess meter rate over the former flat rate.

Passed May 28, 1921.

Approved June 6, 1921.

Resolution Book 5, Page 126.

No. 211

Whereas, A meter has been installed in premises of Annie Hoffman, 627 Belinda street, Fifth ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for a quarter for water used in said premises would be \$2.81, and meter readings at the current rates for the quarter show a use of water in the sum of \$61.16, or an increase in the charge for the water for said quarter of \$58.35; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Annie Hoffman on account of said charge for water in the sum of \$29.18, being 50 per cent of the excess meter rate over the former flat rate.

Passed May 28, 1921.

Approved June 6, 1921.

Resolution Book 5, Page 126.

No. 212

Whereas, The fire in the dump on Heth's avenue has been smouldering for some time, causing objectionable odors, especially during warm weather, many people in the vicinity being compelled to keep their windows closed both day and night; and

Whereas, The City has had one or two lines of water running on said fire constantly for the past two months without result, and experience has shown in fires of a similar char-

acter it is necessary to dig trenches and laterals, flooding the same from below; therefore, be it

Resolved, That the Director of the Department of Public Works be and he is hereby authorized and directed to have the necessary trenches and laterals made and cause the same to be flooded, and the City Controller be and he is hereby authorized and directed to set aside the sum of \$1,000.00 from Code Account No. 42, Contingent Fund, to pay for the costs of said work.

Passed June 6, 1921.

Approved June 7, 1921.

Resolution Book 5, Page 127.

No. 213

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firms in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amounts to the appropriation items shown below:

Schedule.	Amt.	App. No.
Animal Rescue League of Pittsburgh	\$1,104.63	1460
Chief William Bennett	3.50	42
Commissioner Jno. C. Calhoun	64.15	42
Joseph H. Dye	12.25	42

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 127.

No. 214

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harland Bartholomew, Consulting Engineer, for two hundred twenty and 84/100 (\$220.84) dollars, for services rendered to the Department of City Planning, in a consulting capacity, during the month of May, 1921, and

charge the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 128.

No. 215

Whereas, On the evening of April 21, 1921, an automobile fire truck belonging to Engine Company No. 44 collided with an automobile owned by Mr. George W. Gibson on Western avenue, near Fulton street, North Side;

Whereas, The collision was caused by one of the City employees learning to operate said automobile fire truck, who caused, or permitted, the fire truck to collide with Mr. Gibson's automobile as aforesaid; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of George W. Gibson in the sum of \$46.40 in full settlement of all claims for damages which he might have against the City of Pittsburgh arising out of said accident, and charge the same to Appropriation No. 42 (Contingent Fund).

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 128.

No. 216

Whereas, On August 23, 1920, at or about 9:00 o'clock P. M., Mrs. Clara M. Rae, who resides at No. 521 Courson street, McKeesport, Pa., in alighting from a street car at the corner of Center and South Highland avenues in the City of Pittsburgh, stepped into a hole or depression in the street, causing her to fall, thereby severely spraining her ankle and tearing the ligaments thereof; and,

Whereas, Mrs. Rae is a widow with a small child dependent upon her for support, and, as a result of this accident, she has been unable to

follow her occupation as an organist, having been confined to her home for a period of six weeks, and, as a further result of said accident, suffered severe pain and has been put to considerable expense for medical attendance; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrant in favor of Mrs. Clara M. Rae in the sum of Two hundred fifty (\$250.00) dollars, in full payment of all claims for damages which she might have against the City of Pittsburgh arising out of this accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 128.

No. 217

Whereas, Miss Julia Shaughnessy, a trained nurse, was injured on April 7, 1921, by falling into a hole at the corner of Maryland and Ellsworth avenues, as she was alighting from a street car; the accident occurred at night, and by reason of the same, she severely injured her right ankle; she has not fully recovered from said injury, and the medical examination shows that it will probably be some time in the future before she will be able to resume her occupation as nurse; and,

Whereas, Miss Shaughnessy has expressed a willingness to settle her claim for damages against the City of Pittsburgh for the sum of Four hundred (\$400.00) dollars; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrant in favor of the said Julia Shaughnessy in the sum of Four hundred (\$400.00) dollars, as full settlement for injuries as aforesaid, and charge the same to Code Account No. 42, Contingent Fund.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 129.

No. 218

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Smith Bros. Company, Incorporated, in the sum of Eight hundred forty-six and 45/100 (\$846.45) dollars, for printing testimony in the case of Consolidated Ice Co., vs. City of Pittsburgh at No. 1865 April Term, 1918; same to be payable to and chargeable from Code No. 1076.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 129.

No. 219

Whereas, at No. 53 October Term, 1919, the City of Pittsburgh had Viewers appointed for the assessment of benefits growing out of the construction of a sewer on Cassina way, and the Board of Viewers assessed the property of Samuel Silverstein in the sum of \$71.82; and

Whereas, the property owned by Samuel Silverstein and assessed for the construction of the sewer on Cassina way was sewered into a sewer on Susquehanna street, for which sewer the property owners paid its assessment at the time of the construction of the same; and

Whereas, the sewer constructed on Cassina way is of no use or value to the property of the said Samuel Silverstein, the lot being but one hundred feet in depth, and the two houses on the front end of the lot was sewered into the said Susquehanna street sewer and the rear end of the lot is not capable of further development; therefore, be it

Resolved, That the City Solicitor be and he is hereby empowered to satisfy the lien for the construction of the sewer on Cassina way in the sum of \$71.82 and the accumulated interest thereon as assessed against the property of the said Samuel Silverstein, and the costs thereof to be charged to the City of Pittsburgh.

Passed June 15, 1921.

Approved June 20, 1921.

Resolution Book 5, Page 130.

No. 220

Resolved, That the City Controller be and he is hereby authorized to transfer the sum of One thousand (\$1,000.00) dollars from Code Account No. 1773, "Materials" Bureau of Light to the following Code Accounts, viz:

\$ 150.00 To Code Account 1502, Miscellaneous Services, Director's Office, D. P. W.

\$ 250.00 To Code Account 1505, Equipment, Director's Office, D. P. W.

\$ 300.00 To Code Account 1508, Supplies, Division of Accounts, Director's Office, D. P. W.

\$ 300.00 To Code Account 1513, Supplies, Photographic Division, Director's Office, D. P. W.

\$1,000.00

Passed June 15, 1921.

Approved June 20, 1921.

Resolution Book 5, Page 130.

No. 221

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Nine hundred eighty-seven (\$987.00) dollars from Appropriation No. 1777 Bureau of Parks, to Appropriation No. 1898, Salaries, Regular Employees, Bureau of Tests.

Passed June 15, 1921.

Approved June 20, 1921.

Resolution Book 5, Page 130.

No. 222

Whereas, Alfred Shar of No. 3256 Stafford street, has offered the City of Pittsburgh the sum of \$300.00 for lot No. 248 situated on Stafford street, 20th Ward, City, bounded and described as follows:

Beginning on the northeast side of Stafford street at a point 113.76 feet from the corner of Stafford and Adena streets, thence extending northwestwardly 50 feet to a pin, thence northeastwardly 58.98 feet to Adena street, thence southeastwardly 53.15

feet to a pin, thence southwestwardly 40.96 feet to Stafford street the place of beginning, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Alfred Shar for the sum of \$300.00.

Passed June 15, 1921.

Approved June 20, 1921.

Resolution Book 5, Page 131.

No. 223

Whereas, Mrs. A. E. Gruber was compelled to expend the sum of Forty dollars and ninety cents in an effort to discover the cause of the clogged sewer in front of her premises 2605 Hackney street, Pittsburgh; that when excavations were made at her direction, it was found that the main sewer was broken, a condition for which claimant was not responsible.

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. A. E. Gruber for the sum of Forty dollars and ninety cents (\$40.90) for expense incurred by reason of the main sewer on Hackney street being clogged, and charge the same to Appropriation No. 1630, Miscellaneous Services, Repairing Highways.

Passed June 15, 1921 by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 131.

No. 224

Whereas, Mrs. Charles Schwab, owner of certain property at 260 Watson Boulevard, was compelled to expend the sum of Thirty dollars and ninety-two cents (\$30.92) for repairs to wall and plaster as the result of the main sewer of Watson Boulevard on Perrysville avenue becoming clogged, causing the sewage to back through lateral connection and into cellar of her house on or about September 15th, 1920, a condition for which claimant was not responsible.

Resolved, That the Mayor be and he is hereby authorized and directed

to issue and the City Controller to countersign, a warrant in favor of Mrs. Charles Schwab for the sum of Thirty dollars and ninety-two cents (\$30.92) for expense incurred by reason of the main sewer on Watson boulevard being clogged and charge the same to Appropriation No. 1630, Miscellaneous Services, Repairing Highways.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book, 5, Page 131.

No. 225

Whereas, in the execution of the contract between the City of Pittsburgh and A. R. Van Horn for the placing of concrete protection for girders of Lowe Street Bridge, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; now therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of A. R. Van Horn for the sum of Two hundred fifteen (\$215.00) dollars for extra work done on said contract for Placing of Concrete Protection for Girders of Lowe Street Bridge over Saw Mill Run, and charge same to Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 132.

No. 226

Whereas, It was necessary to erect fourteen window ventilators in the offices of the City Clerk and in order that the same should conform with other ventilators in the City-County building the work was furnished by the K-H Sign Manufacturing Company. Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to

countersign a warrant in favor of the K-H Sign Manufacturing Company in the amount of \$182.00 for the above mentioned ventilators, same to be paid from Code Account No. 1673, Repairs, City-County Building.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 132.

No. 227

Whereas, Charles A. Roney, an employee of the Bureau of Parks, Department of Public Works, for a period of twenty-nine years, was compelled to leave this climate for a period of fifty-two (52) days, beginning February 15, 1921, as a result of illness contracted during the performance of his duties while engaged as a stable foreman in Highland Park; and

Whereas, having recovered his health he resumed his duties as Stable Foreman in the Bureau of Parks, Highland Park, on April 9, 1921; and

Whereas, on account of said illness, no wages were paid to Mr. Rooney for the period extending from February 15, 1921 to April 8, 1921, inclusive; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Charles A. Rooney, in the sum of Two hundred twenty one (\$221.00) dollars, same being wages for period extending from February 15, 1921 to April 8, 1921, inclusive, and charge same to Code Account No. 1836, A-3 Wages, Regular Employees, Highland Park Stables, Bureau of Parks.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 133.

No. 228

Whereas, Resolution No. 120, approved April 5th, provides for the transfer of \$2,000.00, for the repair-

ing and extension of Bleachers at Ball Grounds, Olympia Park, and

Whereas, it was necessary to employ two Carpenters for this work; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign warrants in favor of two Temporary Carpenters in the Bureau of Parks at C. U. W. for a period not to exceed sixty days, and charge the same to Code Account 1821, Wages Temporary, Small Parks.

Passed June 15, 1921, by a two-thirds vote.

Approved June 20, 1921.

Resolution Book 5, Page 133.

No. 229

Whereas, On February 8th, 1921, at 11:45 o'clock, the City of Pittsburgh's Fire Engine bearing license No. 5804 of Engine Company No. 42, while being driven down Chestnut street on the North Side near East Ohio street, ran into, collided with and damaged the truck of the Anchor Lite Appliance Company of the City and

Whereas, The said Fire Engine was driven by J. E. Gillespie, who stated that the steering knuckle of the steering rod broke, that he thereby lost control of the Fire Apparatus and ran into the Anchor Lite Appliance Company's truck which was at a standstill on the right side of the street, close to the curb, in a proper position and

Whereas, The Anchor Lite Appliance Company was put to the expense of repairing their truck to the amount of \$170.83, and

Whereas, The Anchor Lite Appliance Company believes the City should reimburse them in the amount of money it cost them to repair the truck, viz: \$170.83 for the reason that the damage was caused by no negligence on their part; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Anchor Lite Appliance Company in

the sum of \$170.83 to be paid from Appropriation No. 42, Contingent Fund.

Passed June 20, 1921 by a two-thirds vote.

Approved June 23, 1921.

Resolution Book 5, Page 133.

No. 230

Whereas, John F. Casey Company have been awarded a contract under an ordinance for the restoration of Bigelow Boulevard at Kirkpatrick street, and before the actual letting of the contract they did work there to the value of \$2,220.43, at the same rates and prices stipulated in the before-mentioned contract; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of John F. Casey Company in the sum of \$2,220.43, and charge the same to restoration of Bigelow Boulevard at Kirkpatrick Street, Appropriation No 1591.

Passed June 20, 1921, by a two-thirds vote.

Approved June 23, 1921.

Resolution Book 5, Page 134.

No. 231

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of M. Oppenheimer & Company, in the sum of Fifteen hundred twelve (\$1,512.00) dollars, or so much of the same as may be necessary in payment for 288 men's cotton coats for the Pittsburgh City Home and Hospital, same to be chargeable to and payable from Code Account No. 1320.

Passed June 20, 1921, by a two-thirds vote.

Approved June 23, 1921.

Resolution Book 5, Page 134.

No. 232

Whereas, The City of Pittsburgh, under Ordinance duly passed, graded, paved and curbed Boundary street

from Saine street to the south line of Ivondale street, in the Fifteenth ward, City of Pittsburgh, and under the Viewers' proceedings the cost, damages and expenses of the said improvement together with the damage caused by the grading of the street was to be adjudicated and assessed against the properties specially benefited; and

Whereas, John Nedlik and Mary Nedlik, his wife, were the owners of a tract of land Forty-eight (48) feet fronting on Boundary street and Forty-five (45) feet in depth at the intersection of Ivondale street and Boundary street; and

Whereas, The grading, paving and curbing of Boundary street merely extended along Twenty (20) feet of the frontage of the said John Nedlik and Mary Nedlik, property; and

Whereas, The street at this particular location is very steep and abrupt and the grading, paving and curbing of Boundary street is of little or no value or use to the property; and

Whereas, The assessment of Ten dollars (\$10.00) a front foot for the said Boundary street for paving for the Twenty (20) feet of frontage, or one-half the frontage of the property, is excessive, and the said John Nedlik and Mary Nedlik his wife being desirous of settling the case, and there being no appeal taken from the assessments made by the Board of Viewers, which assessments were confirmed absolutely on March 29, 1921, as shown by the Viewers' Report, and they being also desirous of paying Five dollars (\$5.00) a front foot for the paving, or One hundred dollars (\$100.00), instead of \$200.00, as assessed; now, therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized to satisfy the grading, paving and curbing lien against the property of John Nedlik and Mary Nedlik, his wife, upon the payment of One hundred dollars (\$100.00), and the costs to be charged to the City of Pittsburgh.

Passed June 20, 1921.

Approved June 23, 1921.

Resolution Book 5, Page 135.

No. 233

Whereas, Charles M. Falcone of 1225 Grotto street offers the City of Pittsburgh \$400.00 for Lots Nos. 115 and 116 in George S. Martin's Lemington Square Plan, 12th Ward City, bounded and described as follows:

Beginning on the southwest side of Wiltsie street at the corner of Ralston street, thence extending southeastwardly 58.46 feet to Lot No. 117 in said plan, thence southwardly 110 feet to McClary way, thence northwardly 30.76 feet to Ralston street thence northeastwardly 113.43 feet to the corner of Ralston and Wiltsie street, the place of beginning. Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Charles M. Falcone for the sum of \$400.00, payable in the following manner to-wit: \$270.00 in cash upon delivery of deed and balance, interest six per cent thereon, in one year from date of delivery of deed, said deferred payment to be secured by first bond and mortgage on said property.

Passed June 20, 1921.

Approved June 23, 1921.

Resolution Book 5, Page 135.

No. 234

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Ten thousand (\$10,000.00) dollars from Code Account No. 42, to Code Account No. 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, Department of Public Health.

Passed June 20, 1921

Approved June 23, 1921.

Resolution Book 5, Page 136.

No. 235

Whereas, Sixteen hundred (\$1,600.00) dollars, was appropriated for Watchman acting as Time-Keeper at Highland Park under Salary Code Account, and

Whereas, it is not deemed advisable to carry this position on a salary basis, as it would not compare with similar position at Riverview Park; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sum to-wit:

Sixteen hundred (\$1,600.00) dollars, from Code Account 1827, Salaries Regular Employees, Highland Park, to Code Account 1828, Wages Regular Employees, Highland Park.

Passed June 20, 1921.

Approved June 23, 1921.

Resolution Book 5, Page 136.

No. 236

Whereas, There are no funds available in the code accounts of the Bureau of Recreation to take care of employees necessary for the operation of the Sheridan and Schenley Swimming Pools, which will be open to the public about July 1st, 1921, and

Whereas, There has been no provision made in the 1921 estimate for the payment of wages necessary; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized to transfer the sum of \$1,103.00 from Code Account No. 42, Contingent Fund, to the following Code Accounts in the Bureau of Recreation.

Sheridan Swimming Pool
\$551.50 to Code Account No. 1928 A-4

Wages, Temporary Employees.
Schenley Swimming Pool.

\$551.50 to Code Account No. 1929 A-4
Wages, Temporary Employees.

Passed June 20, 1921.

Approved June 23, 1921.

Resolution Book 5, Page 136.

No. 237

Whereas, Daniel J. Halpin, employed as a driver in the Bureau of Fire, entered the military service of the United States on August 10, 1917, enlisting in Co. A. of the 107th Machine

Gun Battalion of the 28th, Division; and

Whereas, He was honorably discharged from said service on April 19th, 1919, and prior to his entering the Service, Marie Halpin, his sister, was dependent upon him for support; therefore, be it

Resolved, That upon the certification by the Director of the Department of Public Safety that the sister of the said Daniel J. Halpin was in fact dependent on her brother from the said date of August 10, 1917, to March 10, 1918, that the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Marie Halpin in the sum of \$369.19, being $\frac{1}{2}$ of the salary of said Daniel J. Halpin (as a city employee) while in the U. S. military service as aforesaid, and charge the same to Code Account No. 42, Contingent Fund.

Passed June 20, 1921, by a two-thirds vote.

Approved June 28, 1921.

Resolution Book 5, Page 137.

No. 238

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Harland Bartholomew, Consulting Engineer, for One hundred ninety-three and $\frac{91}{100}$ (\$193.91) dollars, for services rendered to the Department of City Planning, in a consulting capacity, during the month of June, 1921, and charge the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 137.

No. 239

Resolved. That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of E. F. Brownell of 1418 Walnut street,

Philadelphia, Pa., in the sum of Six hundred dollars (\$600.00), in full settlement for making complete volt-meter, differences of potential surveys of water pipes and street car rails of the entire North Side and South Side Water Districts, May 1921, as per Department Orders Nos. 673 and 674, and charge same to Account 203-C, Water Bonds, Series A, 1919.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 137.

No. 240

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Crescent Refractories Company, in the sum of Five hundred seventy-seven and $\frac{50}{100}$ (\$577.50) dollars, or so much of the same as may be necessary for the furnishing of One hundred sixty-five (165) pieces of Arch Shape Tile Brick for the Pittsburgh Asphalt Plant, the same to be chargeable to and payable from Code Account No. 1656.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 138.

No. 241

Whereas, Gertrude Jackson, daughter of Hays C. R. Jackson, who lives at No. 1529 Napoleon street, Beechview, was injured on the evening of February 2, 1921, while coasting on Hampshire avenue, which avenue had been set aside for coasting purposes; and,

Whereas, The said Gertrude Jackson, being a girl of thirteen years of age, ran into the iron angle on the left-hand curb, where it was broken and projected into the street, the iron running into her left leg, causing serious injury to the flesh and the bone of the same; and,

Whereas, The said Gertrude Jackson has been continuously under the doctor's care since that date, the in-

jury entailing an operation at the Homeopathic Hospital, she being unable to walk until May 30, 1921, a period of four months after the accident, and being now compelled to use crutches; and,

Whereas, Her father, Hays C. R. Jackson, has incurred doctors' and hospital bills to the extent of about \$350.00, and has agreed to accept, in full settlement of his claim, the sum of \$500.00; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrant in favor of Hays C. R. Jackson in the sum of Five hundred (\$500.00) dollars, in full settlement of all claims for damages against the City of Pittsburgh arising out of said accident, and charge the same to Appropriation No. 42, (Contingent Fund).

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 138.

No. 242

Whereas, Mrs. S. L. Lowrey, of 1227 Wightman street, Pittsburgh, was injured by stepping from a street car into a hole in front of Boggs and Buhl's Store on Federal street, North Side, on April 6, 1921, causing her to fall, spraining her back and neck, and giving her a severe nervous shock, whereby she was unable to follow her occupation as a teacher in the public schools, and lost her wages for eight days and incurred a doctor's bill; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Mrs. S. L. Lowrey for One hundred dollars (\$100.00) as full compensation as aforesaid, and charge the same to Contingent Fund Appropriation No. 42.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 139.

No. 243

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Earl McDonald for the sum of \$99.50 covering monies expended for railroad fares and expenses enroute for Officer Edward O'Rourke, James Smith (Civilian) and Earl McDonald to Williamson, W. Va., in search for Joe Thomas, wanted in this county for murder and rape, and charge the same to Code Account No. 1459, Item M, Travelling Expenses, Bureau of Police.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 139.

No. 244

Whereas, On the occasion of military funerals of our boys who have paid the supreme sacrifice in France, the City furnishes horses and drivers from various stables, and

Whereas, This necessitates overtime on the part of these drivers for which no provision for compensation has been made; how, therefore, be it

Resolved, That the heads of the several bureaus to which these drivers are attached are hereby authorized to pay the aforesaid drivers for such overtime, and charge the same to the respective Code Accounts of the bureaus to which the drivers are attached.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 139.

No. 245

Resolved, That the Director of the Department of Public Health be and is hereby authorized to employ two additional laundresses temporarily at the Municipal Hospital in the Bureau of Infectious Diseases, Department of Public Health, and charge the expense of same to Code Account No. 1237, Wages Regular Employees Municipal Hospital.

Passed June 27, 1921.

Approved July 2, 1921.

Resolution Book 5, Page 140.

No. 246

Whereas, on June 10, 1921, James H. Neal, in the employ of Boggs and Buhl, was murdered by bandits who held him up, and escaped with a large sum of money, the property of Boggs and Buhl; and

Whereas, two of said bandits have not been captured, and are still at large, and it is important for the administration of justice and the protection of the citizens of this City, that they be captured and made to suffer the penalties of their crimes; therefore, be it

Resolved, That the sum of \$2,000.00 to pay rewards is hereby appropriated, and the Mayor be and he is hereby authorized and directed to offer to any person, police officer, sheriff, constable or private individual who will deliver to the Department of Public Safety of the City of Pittsburgh, dead or alive, both of said bandits, the sum of \$2,00.00, or \$1,000.00 for either of them, and the Mayor is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of any person or persons earning said reward and charge the same to Contingent Fund Appropriation No. 42.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 140.

No. 247

Whereas, It is deemed advisable to have measurements, calculations and physical inspection made to determine more accurately the physical condition of the Point Bridge over the Monongahela river and the stresses therein, and to prepare preliminary plans and estimates and conduct negotiation with parties interested relative to the reconstruction thereof, and

Whereas, It is desirable to employ consulting engineers to pass

upon the conclusions reached by the Departmental Engineers in connection with the investigation of the condition of the existing bridge, and further to advise in connection with the preparation of preliminary plans and estimates for the reconstruction of this bridge, now, therefore, be it

Resolved, That the Director of the Department of Public Works shall be and he is hereby authorized and empowered to secure the services of such consulting engineers as he may deem necessary, and to make such agreement for the payment of the expense incurred, as he and the Mayor may deem right and proper, and the Mayor and the City Controller be and they are hereby authorized and directed to respectively issue and countersign, warrants drawn on Code Account No. 1567-M, Special Reservations for the payment of the cost of the services performed for the purposes for which such funds were appropriated.

Passed June 27, 1921, by a two-thirds vote.

Approved July 2, 1921.

Resolution Book 5, Page 141.

No. 248

Whereas, it has become immediately necessary in order to prolong the life of the Smithfield Street Bridge and insure safety to pedestrians and vehicular traffic to make certain repairs; and

Whereas, the bridge is maintained out of a fund known as the Monongahela Bridge Fund and that the income for this fund comes principally from the Pittsburgh Railways Company, and the City cannot expect to receive any revenue from this source at the present time, and

Whereas, it may become necessary to divert traffic from the Point Bridge to the Smithfield Street Bridge at any time, and

Whereas, the said repairs are absolutely necessary; therefore, be it

Resolved, That the Controller shall be and he is hereby authorized and directed to transfer the sum of Thirty thousand (\$30,000.00) dollars from Appropriation No. 1755, Supplies,

Mechanical Division, Bureau of Water to Appropriation No. 1555½, Repairs to Smithfield Street Bridge.

Passed June 27, 1921.

Approved July 2, 1921.

Resolution Book 5, Page 141.

No. 249

Whereas, The City of Pittsburgh had Viewers appointed at No. 2204 January Term, 1921-D to assess benefits against properties affected by the change of grade and grading, paving and curbing of Bricelyn street, said Viewers assessing the property of Louis and Marie Anderson of Brycelyn street benefits in the sum of \$250.00 for the change of grade and grading, paving and curbing thereof; and,

Whereas, Louis Anderson, in April of 1919, died of pneumonia, leaving his widow, Marie Anderson, with six small children between the ages of twelve and four years; and,

Whereas, Within a short time after the death of her husband, Mrs. Anderson became stricken with paralysis, since which time she has been wholly dependent upon charity for the support of herself and children, and is unable to pay the assessment against her property above referred to, and respectfully prays that the Honorable Council of the City of Pittsburgh exonerate her from the payment of the aforesaid assessment; therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized and directed not to file a lien against the property of Louis and Marie Anderson on Bricelyn street for the change of grade and grading, paving and curbing thereof, and to cancel the aforesaid assessment of \$250.00, appearing on his books against Louis and Marie Anderson for the change of grade and grading, paving and curbing of Bricelyn street.

Passed July 6, 1921.

Approved July 11, 1921.

Resolution Book 5, Page 142.

No. 250

Whereas, At No. 2197, January Term, 1921, the City of Pittsburgh had Viewers appointed for the assess-

ment of benefits growing out of the change of grade and the grading, paving and curbing of Froman street from Harpster street to Eberhardt avenue, 24th Ward and the Board of Viewers assessed the property of Caroline Mutzig the sum of \$200.00; and

Whereas, Caroline C. Mutzig was not served with a notice of the time and place of the hearing before the Board of Viewers; therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy the assessment upon Caroline C. Mutzig paying the sum of \$75 for the grading, paving and curbing of Froman street.

Passed July 6, 1921.

Approved July 11, 1921.

Resolution Book 5, Page 142.

No. 251

Whereas; Wm. J. Tygard of 234 Shiloh street, City, has offered the City of Pittsburgh the sum of \$1,000 for Lot No. 33 in Clifford B. Harmon's Plan located on Beltzhoover avenue, 18th Ward, City, bounded and described as follows: Beginning on the west side of Beltzhoover avenue at the corner of Lot No. 32 in said plan, thence extending northwardly 25 feet to Lot No. 34 in said plan, thence westwardly 115 feet to a 20-foot alley, thence southwardly 25 feet to Lot No. 32 in said plan, thence eastwardly 115 feet to Beltzhoover avenue, the place of beginning. Therefore be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Wm. J. Tygard for the sum of \$1,000.

Passed July 6, 1921.

Approved July 11, 1921.

Resolution Book 5, Page 142.

No. 252

Whereas, it is desirable to purchase two automobiles and an auto truck for the use of the Bureau of Engi-

neering, the cost of which is estimated to amount to Fifty-four hundred (\$5,400.00) dollars, and

Whereas, no funds are available in the several code accounts in the Bureau of Engineering for the payment of the cost thereof, and

Whereas, there is an unencumbered balance in excess of Fifty-four hundred (\$5,400.00) dollars remaining in Code Account No. 1755-C, Supplies, Bureau of Water, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Fifty-four hundred (\$5,400.00) dollars from Code Account No. 1755-C, Supplies, Bureau of Water, to Code Account No. 1522-F, Equipment, General Office, Bureau of Engineering.

Passed July 6, 1921.

Approved July 11, 1921.

Resolution Book 5, Page 143.

No. 253

Whereas, On June 10, 1921, James H. Neal, Assistant Manager of Boggs and Buhl, was murdered by bandits while endeavoring to protect the firm's money; and

Whereas, Two of the bandits are now under arrest and information which may result in others being arrested is now in the hands of the Captain of Detectives, making it necessary to immediately send men to other cities; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to set aside from the Contingent Fund, Appropriation No. 42, the sum of \$2,000.00, for the use of the Captain of Detectives to enable him to use all available means to capture the bandits now at large, said amount to be charged as traveling Expenses, Bureau of Police.

Passed July 6, 1921.

Approved July 11, 1921.

Resolution Book 5, Page 143.

No. 254

Whereas, The Bureau of Recreation desires to make minor changes in their offices in the City-County Build-

ing; namely, cutting of new door between Rooms 518 and 519; and

Whereas, There is not sufficient funds in Code Account 1673-E, Repairs, City-County Building, to do this work; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized to transfer \$159.50 from Code Account 1910-E, Repairs, Bureau of Recreation, to Code Account 1673-E, Repairs, City-County Building, Bureau of City Property, for making the above change.

Passed July 6, 1921.

Approved July 11, 1921.

Resolution Book 5, Page 144.

No. 255

Whereas, Edith Boyd, employed as a stenographer-clerk in the General Office of the Bureau of Highways and Sewers, by reason of an affection of the eyes, has been unable to perform her duties and it has been necessary to employ temporarily a stenographer-clerk in this position; and

Whereas, Under the provisions of the ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, it is not permissible to compensate the said Edith Boyd for the period of time in which her position is being filled by a stenographer-clerk temporarily appointed, to wit, from May 10, 1921, to July 31, 1921.

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Edith Boyd in the sum of three hundred and seventy-six (\$376.00) dollars, being the amount of salary she would have received from May 10, 1921, to July 31, 1921, as stenographer-clerk in the General Office of the Bureau of Highways and Sewers and charge the same to Appropriation No. 1602, Salaries, General Office, Bureau of Highways and Sewers.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 144.

No. 256

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Central Foundry Company of No. 90 West street, New York City, in the sum of two thousand and four (\$2,004.00) dollars, in full settlement for furnishing f. o. b. cars East Liberty Freight Station, Pittsburgh, Pa., Universal pipe and fittings for relaying water line which crossed Saline (formerly Forward) avenue Bridge, and charge same to Account 203-C, Water Bonds, Series A, 1919.

Passed July 16, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 144.

No. 257

Whereas, It was very urgent that necessary miscellaneous supplies be secured without competitive bid for the Department of Public Works, General Office; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Norman L. Kirkland Company for payment of these supplies in the amount of \$23.20, and charge same to Code Account No. 1058, Supplies, General Office, Department of Public Works.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 145.

No. 258

Whereas, On March 24, 1919, about 9:30 o'clock A. M., Mr. Walter Cready of No. 415 Edgemont street was driving a laundry wagon through Wrights alley, between Twenty-third and Twenty-fourth streets on the South Side of the City of Pittsburgh, and after having passed over a manhole in the street an explosion occurred blowing the lid of said manhole into the air, it coming down through the top of the wagon, striking Cready on both legs above the knees; and

Whereas, Mr. Cready was removed to the South Side Hospital and from there to his home, where he was confined to bed for a period of one month suffering great pain, necessitating medical attention and treatments; and

Whereas, By reason of said accident Mr. Cready has been incapacitated and unable to follow his occupation, being employed by the Keystone Laundry Company as a driver; has been put to considerable expense for medical services and will be unable to perform work of any kind for a long period of time, as the result of the injuries sustained by this accident; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mr. Walter Cready in the sum of five hundred (\$500.00) dollars, in full settlement of all claims for damages arising out of said accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 145.

No. 259

Whereas, On the night of December 2, 1918, W. P. Schmidt was driving his automobile along the north side of Penn avenue just east of Linden avenue, there was a hole extending from the curb to the center space between the curb and the car track, four feet long and two feet wide, and about six inches deep, there was no light or signal on opening in the street; and

Whereas, The said W. P. Schmidt ran into this hole in the street and damaged his machine, the repairs of which amount to \$122.53; and

Whereas, The said W. P. Schmidt uses this automobile in his business and has been deprived of the use of said automobile for a period of thirteen working days, he should be recompensed for said loss of time; therefore, be it

Resolved, That the Mayor be authorized and directed to issue, and the City Controller to countersign, a warrant in favor of W. P. Schmidt in.

the sum of \$122.53 and charge the same to Appropriation No. 42, Contingent Fund.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 146.

No. 260

Whereas, The water meter of the E. J. Thompson Company at 214-236 Lexington avenue, Fourteenth ward, was overread to the amount of five hundred and ninety-four dollars and sixty cents (\$594.60); and

Whereas, The Board of Water Assessors on June 28, 1921, issued the attached exoneration for five hundred and ninety-four dollars and sixty cents (\$594.60) to adjust the charge; and

Whereas, The water rent was paid prior to the issuance of said exoneration; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the E. J. Thompson Company in the sum of five hundred and ninety-four dollars and sixty cents (\$594.60) on account of refunding over paid water rent on property at 214-236 Lexington avenue, Fourteenth ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 146.

No. 261

Whereas, In connection with the execution of the contract between the City of Pittsburgh and the M. O'Herron Company for the grading, paving and curbing of Pocono street, from Whipple street to the City line, it was found necessary to do certain extra work, which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of ex-

tra work and the prices of material, amounting to \$240.00, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, to be approved and the City Controller is hereby authorized and directed to charge the same as part of the cost of said improvement.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 146.

No. 262

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Critelli & Rice for the grading and paving of Drake way, from Wellesley avenue to Springer way, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$180.00, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved and the City Controller is hereby authorized and directed to charge the same as part of the cost of said improvement.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 147.

No. 263

Whereas, In connection with the execution of the contract between the City of Pittsburgh and A. V. Purnell, for the enlargement of Lake Ellzabeth, West Park, North Side, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract; and

Whereas, The extra work on improving and enlarging Lake Elizabeth, West Park, as per bid approved March 30, 1921, was properly executed under said contract, amounting to \$349.00, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified to by the Department of Public Works, be approved and the City Controller is authorized and directed to charge same as part of the cost of said improvement.

Passed July 11, 1921, by a two-thirds vote.

Approved July 18, 1921.

Resolution Book 5, Page 147.

No. 264

Whereas, At No. 2192 January Term, 1921, the City of Pittsburgh had Viewers appointed for the assessment of benefits growing out of the construction of a sewer on Kennedy avenue, and the Board of Viewers assessed the property of Mollie E. Weiland in the sum of \$150.00; and

Whereas, The property, owned by said Mollie E. Weiland and assessed for the construction of the sewer on Kennedy avenue, was sewerred into a sewer on Marshall avenue, for which sewer the property owner paid its assessment at the time of the construction of the same; and

Whereas, The sewer constructed on Kennedy avenue is of no use or value to the property of the said Mollie E. Weiland, the same being sewerred, as aforesaid, into a sewer on Marshall avenue; now, therefore, be it

Resolved, That upon the payment of \$75.00 by Mollie E. Weiland the City Solicitor is authorized to satisfy and cancel the sewer assessment made upon her property on Kennedy avenue.

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 148.

No. 265

Whereas, Auxiliary meters have been installed for measuring water used by the Columbian Council School

or Irene Kaufmann Settlement House, 1835 Centre avenue, Third ward, Pittsburgh, for swimming pool and shower baths therein maintained; and

Whereas, Said auxiliary meters show the cold water used by said institution for swimming pool and shower bath purposes to be 4,021,000 gallons and hot water for said purposes to be 161,000 gallons from September 15, 1915, to July 13, 1920; and

Whereas, The amount of water used by said institution for swimming pool and shower bath purposes, as shown by said auxiliary meters, is a very small proportion of the water actually used and paid for by said institution, as shown by the master meter, and it is apparent that said auxiliary meters did not properly register the amount of water used for swimming pool and shower bath purposes; and

Whereas, It is estimated that seventy-five per cent of all water used by said institution on their premises is for swimming pool and shower bath purposes; and

Whereas, Said institution is entitled to free water for swimming pool and shower bath purposes in accordance with the provisions of Ordinance No. 71, approved March 11, 1914; therefore, be it

Resolved, That the Board of Water Assessors be and it is hereby authorized and directed to issue an exoneration to the said Columbian Council School or Irene Kaufmann Settlement House on account of said charges for water in the sum of \$1,945.53, being seventy-five per cent of the total payment for water used by said institution from January 1, 1915, to October 7, 1918.

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 148.

No. 266

Whereas, Mrs. Margaret Dowling has been notified by the City to move her house back five feet owing to an ordinance passed widening Melwood street, twenty-six years ago. Not having an attorney before the Board of Viewers at that time and not understanding her legal rights, she failed to put in a claim for the cost of moving the house; and

Whereas, Melwood street has been graded and the curb set for a considerable distance from Ridge street past Mrs. Dowling's property; and

Whereas, Mrs. Dowling's house still stands in its original position extending about three feet over the line of the street and it has now become necessary to move the house back; and

Whereas, Mrs. Dowling believes the City should move the house back five feet at least, without cost to her and leave it in as good condition as it was before Melwood street was widened; therefore, be it

Resolved, That the Director of the Department of Public Works is hereby authorized and directed to move Mrs. Dowling's house back off Melwood street five feet and charge the cost of same to Appropriation No. 42 Contingent Fund, the cost not to exceed one thousand (\$1,000.00) dollars.

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 149.

No. 267

Whereas, E. L. Kirby of No. 100 Warren street, North Side, City, has offered the City of Pittsburgh the sum of \$150.00 for Lot No. 55 in Robert Henderson Heirs Plan, located on Warren street, Twenty-fifth ward, City, bounded and described as follows: Beginning on the west side of Warren street at the corner of Lot No. 56 in said plan, thence extending northwardly 23.42 feet to Lot No. 54 in said plan, thence extending eastwardly 128.81 feet to a pin, thence southwardly 20 feet, more or less, to a pin, thence westwardly 118.53 feet to Warren street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to E. L. Kirby for the sum of \$150.00.

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 149.

No. 268

Whereas, Winfield S. Wabash of 547 Union Arcade, in behalf of Paul Gug-

lelmi and Paul Del Grandi, offers the sum of \$550.00 for Lot No. 6 on West Liberty avenue, Nineteenth ward, City, beginning on the southeast side of West Liberty avenue at a point 187.48 feet northwardly from the corner of West Liberty avenue and Ray avenue, thence extending northeastwardly 30 feet to a pin, thence southeastwardly 117.27 feet to Fair avenue, thence westwardly 30 feet to a pin, thence northwestwardly 115.18 feet to West Liberty avenue, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Paul Guglelmi and Paul Del Grandi for the sum of \$550.00.

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 150.

No. 269

Resolved, That the City Controller be and he is hereby authorized and directed to set aside \$150.00 in Appropriation No. 42, Contingent Fund, for the purpose of building a backstop and fixing up a ball ground in Chartiers Township.

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 150.

No. 270

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to make the following transfers in appropriations in the Department of Public Safety and the Bureau of Police, to wit:

From Code Account No. 1444,	
Item A-1, Salaries, Regular	
Employes, Bureau of Police,	
to Code Account No. 1430,	
Item C, Supplies, General	
Office, Department of Public	
Safety	\$5,000.00

From Code Account No. 1444,	
Item A-1, Salaries, Regular	
Employes, Bureau of Police,	
to Code Account No. 1433,	

Item F. Equipment, General Office, Department of Public Safety 500.00

From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1437, Item C. Supplies, Division of Weights and Measures, General Office, Department of Public Safety 100.00

From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to No. 1449, Item C, Supplies, Bureau of Police, Department of Public Safety..... 5,000.00

From Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police, to Code Account No. 1450, Item D, Materials, Bureau of Police, Department of Public Safety 2,000.00

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 150.

No. 271

Whereas, The Dodge Automobile used by the Superintendent, Bureau of Parks, was purchased June 2, 1917; and

Whereas, The present condition of this car makes the use of same very uncertain; and

Whereas, There is a balance of eleven hundred and fifty (\$1,150.00) dollars, in Code Account No. 1777, Miscellaneous Services, General Office; and

Whereas, There is also a balance of six hundred and fifty (\$650.00) dollars in Code Account No. 1895, Bleachers, McKinley Park; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums, to wit:

From:

Code Account No. 1777, Miscellaneous Services, General Office \$1,150.00

Code Account No. 1895, Bleachers, McKinley Park 650.00

\$1,800.00

To:

Code Account No. 1802, Equipment, Schenley Park Stables..\$1,800.00

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 151.

No. 272

Whereas, There are not sufficient funds in Code Account No. 1902-D, Materials, to meet the bill rolls for the balance of the year; and

Whereas, There is sufficient funds in Code Account No. 1903-E, Repairs, sufficient to cover said estimated deficits; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized to transfer the following sum amounting to \$60.00 from Code Account No. 1903-E, Repairs, to Code Account No. 1902-D, Materials.

Passed July 11, 1921.

Approved July 18, 1921.

Resolution Book 5, Page 151.

No. 273

Whereas, F. H. Ireland of 331 Bailey avenue, City of Pittsburgh, on the 22nd day of June, 1921, at 8:45 A. M., was injured in his left ankle by reason of a defective board on the south end of Smithfield street bridge, City of Pittsburgh; and

Whereas, The injury sustained necessitated his loss of ten days' work as an electrical contractor at a salary of \$8.00 per day and incidental hospital bill at the Allegheny General Hospital and physician's bill amounting to \$25.00; and

Whereas, He has been incapacitated for work and will be incapacitated for work for several days; and

Whereas, His injury and loss of earnings are due to the defective boardwalk on the Smithfield street bridge as aforesaid; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of F. H. Ireland in the sum of \$100.00

in full settlement of all claims for damages arising out of the injury and loss of time recited above, and charge same to Code Account No. 42, Contingent Fund.

Passed July 18, 1921, by a two-thirds vote.

Approved July 19, 1921.

Resolution Book 5, Page 151.

No. 274

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following:

Animal Rescue League of Pittsburgh for the sum of \$1,090.83, covering work done during the month of June, 1921, and charge the same to Code Account No. 1460, Bureau of Police.

Charles Johnston, District Commissioner of the Bureau of Police, for the sum of \$19.30, covering monies expended for securing evidence against illegal liquor selling, and charge the same to Code Account No. 42, Contingent Fund.

William J. Kane, District Commissioner of the Bureau of Police, for the sum of \$43.00, covering monies expended for securing evidence against illegal liquor selling and disorderly houses, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 152.

No. 275

Whereas, Under date of October 28, 1918, Mr. Ernest G. Joy signed and swore to an information against Harry A. Byers, charging the latter with unlawfully and fraudulently converting and appropriating unto his own use a certain Chalmers Cabriolet No. 65221, of the value of \$1,200.00; and

Whereas, On said information a warrant was issued and returned non est inventus by Constable Joseph Kennedy, or next constable having the warrant, it being learned that the defendant was in Minneapolis, Minnesota, and the prosecutor aforesaid solicited the services of one of the

City detectives, Mr. Guy M. Dailey, to go to Minneapolis, Minnesota, and bring back to this jurisdiction Harry A. Byers, the defendant, on a charge of larceny by bailee; and

Whereas, It appears from the records of the case that Mr. Guy M. Dailey did go to Minneapolis, Minnesota, with extradition papers issued by Governor M. G. Brumbaugh, under date of January 10, 1919; and

Whereas, It appears from the record issued under the hands of the Governor of Minnesota that the requisition issued by the Governor of Pennsylvania was not honored in Minnesota, and the said City detective, Mr. Guy M. Dailey, was compelled to return without his prisoner; and

Whereas, Guy M. Dailey, City detective, paid out of his own personal funds the sum of \$320.47, expenses in connection with his trip to Minneapolis, Minnesota, to bring back to this jurisdiction Harry A. Byers, of which sum he was paid \$100.00 by Mr. Ernest G. Joy, who brought the information against Harry A. Byers, leaving a balance of \$220.47 unpaid; and

Whereas, Mr. Guy M. Dailey, City detective, performed his duty, carrying out the instructions of his superior officers in making the trip to Minneapolis, Minnesota, to bring back to this jurisdiction the said Harry A. Byers, above named, the expense of which trip he paid out of his own personal funds, and feels under the circumstances that he should not be expected to stand this expense personally, and respectfully asks your honorable Council to reimburse him in the sum of \$220.47, being the balance of the expense incurred by him remaining unpaid; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Guy M. Dailey in the sum of \$220.47, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 152.

No. 276

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of McFarlan-Pittsburgh Motor Company for the sum of \$1,173.53, covering repairs to McFarlan Automobile, and charge the same to Code Account No. 1456, Bureau of Police.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 153.

No. 277

Whereas, It was found necessary to do extra work not included in the contract and specifications, under Contract 13-H (second) for the furnishing and erecting of piping and appurtenances at Brilliant Pumping Station, consisting of delivery and erection of extra heavy flanged tee, and furnishing and installing an eight-inch flanged gate valve; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The National Valve and Manufacturing Company in the sum of one hundred and seventy-six dollars (\$176.00) for furnishing and installing one extra heavy flanged tee and one extra heavy flanged gate valve and that the same be charged to Appropriation No. 171.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 153.

No. 278

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Louis Ruhe, in the sum of nine hundred forty (\$940.00) dollars, or so much of the same as may be necessary for animals purchased for Bureau of Parks, same to be payable from and chargeable to Code Account 1848.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 154.

No. 279

Whereas, The Sorg Manufacturing Company have a place of business at 2114 Carson street, South Side, and their stock, which they had in the basement of said premises, was badly damaged by reason of a flood caused by a broken water line on Carson street, in the vicinity of their property, the damage happening on the morning of May 27, 1921; and

Whereas, The Sorg Manufacturing Company, in consideration of the payment to them of the amount hereinafter appropriated, and the delivery by them to the City of Pittsburgh of all of the goods and merchandise damaged by the flood, are willing to settle their claim against the City of Pittsburgh for damages; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Sorg Manufacturing Company in the sum of \$2,137.87, in full settlement of their claim for damages, and the delivery by them to the City of Pittsburgh of all of the goods and merchandise damaged by the said water, and charge same to Contingent Fund Appropriation No. 42.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 154.

No. 280

Whereas, Warrant No. 21628, drawn to the order of the United States Rubber Company of Pittsburgh, Pa., in the sum of \$51.64 on Appropriation No. 1635, Bureau of Highways and Sewers, Division of Cleaning and Repairing, Sewer drops, dated as of January 29, 1921, has been lost and has not been paid or presented for payment; therefore, be it

Resolved, That the Mayor be authorized and directed to issue, and the City Controller to countersign, a duplicate warrant in favor of the United States Rubber Company in the sum of \$51.64 and charge the same to Appropriation No. 1635, Bureau of Highways and Sewers.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 154.

No. 281

Whereas, In carrying out the contract for the grading, regrading, paving, repaving and otherwise improving Bigelow boulevard at Morgan and Marcella streets, it was necessary for the contractor for this improvement, Booth & Flinn, Ltd., to do certain extra work consisting of various items of work which were not covered by nor included in the contract, and for which extra work bids were received from the contractor and approved by the Department of Public Works; and

Whereas, Said extra work was completed at an aggregate cost of \$14,678.69; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Booth & Flinn, Ltd., for the sum of \$14,678.69 for extra work done on the contract for grading, regrading, paving, repaving and otherwise improving Bigelow boulevard at Morgan and Marcella streets, and charge same to Contract No. 948, on file in the City Controller's office.

Passed July 18, 1921, by a two-thirds vote.

Approved July 22, 1921.

Resolution Book 5, Page 155.

No. 282

Whereas, Bessie Vojda was admitted to the Insane Department, Pittsburgh City Home and Hospitals, Mayview, Pa., on April 10, 1909, and was confined therein until January 5, 1921, when she was legally discharged; and

Whereas, The said Bessie Vojda desires to return to her native country at Budapest and has only sufficient money at hand for the payment of her transportation charges to said country, and is unable to pay the maintenance charges to the Department of Charities, City of Pittsburgh, Pa.; now, therefore, be it

Resolved, That the said Bessie Vojda be and she is hereby released and discharged from the payment of all maintenance charges for the period she was confined at the City Home and Hospitals, Mayview, Pa., from April 10, 1909, to January 5, 1921, and that the Mayor and the Director of the Department of Charities be and

they are hereby authorized to execute and deliver to Bessie Vojda the proper release for said maintenance charges.

Passed July 18, 1921.

Approved July 22, 1921.

Resolution Book 5, Page 155.

No. 283

Whereas, Frank J. Grahen of No. 312 Lawn street has offered the City of Pittsburgh the sum of \$720.00 for triangular lot at the corner of Forbes and Ophelia streets, Fourth ward, City, bounded and described as follows: Beginning on the south side of Ophelia street at the corner of Lot 44 in Mrs. Mary Barr's Plan, thence extending westwardly 49.69 feet to a pin, thence southwardly 64.06 feet to a pin, thence northeastwardly 68.41 feet to Ophelia street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Frank J. Crahen for the sum of \$720.00.

Passed July 18, 1921.

Approved July 22, 1921.

Resolution Book 5, Page 156.

No. 284

Whereas, John W. Long and Mary Long, his wife, offer the City of Pittsburgh the sum of \$800.00 for Lot No. 525, located on Curtin avenue, Eighteenth ward, City, bounded and described as follows: Beginning on the west side of Curtin avenue at a point 100 feet north of Sylvania avenue, thence extending 25 feet northwardly to a pin, thence 105 feet westwardly to Cardiff alley, thence southwardly 25 feet to a pin, thence eastwardly 105 feet to Curtin avenue, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to John W. Long and Mary Long, his wife, for the sum of \$800.00.

Passed July 18, 1921.

Approved July 22, 1921.

Resolution Book 5, Page 156.

No. 285

Whereas, It is desirable to complete in the near future the resurfacing of roadways in Schenley and Highland Parks, it being estimated that the cost of this work will amount to one hundred fifty thousand (\$150,000.00) dollars; and

Whereas, No funds are available in the several code accounts of the Bureau of Parks for the payment of the cost of said work; and

Whereas, There is an unencumbered balance in the amount of \$150,000.00 remaining in Code Account No. 1771-B, Miscellaneous Services, Bureau of Light; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of one hundred fifty thousand (\$150,000.00) dollars from Code Account 1771-B, Miscellaneous Services, Bureau of Light, to Code Account No. 1659½, Resurfacing Park Roadways, Schenley and Highland Parks.

Passed July 18, 1921.

Approved July 22, 1921.

Resolution Book 5, Page 156.

No. 286

Resolved, That the City Controller be and he is hereby authorized and directed to set aside in Appropriation No. 42, Contingent Fund, two thousand one hundred twenty-five (\$2,125.00) dollars for the following purposes: One thousand (\$1,000.00) dollars for the purchase and installation of twenty street showers and one thousand one hundred and twenty-five (\$1,125.00) dollars for the purchase and installation of fifteen drinking fountains to be erected in the downtown district and in the playgrounds.

Passed July 18, 1921.

Approved July 22, 1921.

Resolution Book 5, Page 157.

No. 287

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of three thousand (\$3,000.00) dollars from Ap-

propriation No. 42, Contingent Fund, to Appropriation No. 82, Soho Public Baths, Maintenance Fund.

Passed July 18, 1921.

Approved July 22, 1921.

Resolution Book 5, Page 157.

No. 288

Whereas, A convention of the American Legion of Pittsburgh and Allegheny County will be held in Pittsburgh on September 22, 23 and 24, 1921; and

Whereas, The American Legion, Allegheny County Committee, has requested an appropriation of \$5,000.00 to help defray the expenses of said convention; therefore, be it

Resolved, That the sum of \$5,000.00 is hereby appropriated for said purpose and the Mayor is hereby authorized to issue and the City Controller to countersign a warrant or warrants aggregating said \$5,000.00 upon the production and proper audit of vouchers for said expense, and charge the same to Appropriation No. 42, Contingent Fund.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 157.

No. 289

Whereas, On the 9th day of March, 1920, the J. Black Company secured license No. 121, for the privilege of conducting dancing during meals, without admission fee or other charge at their place of business, at 207 Fifth avenue; and

Whereas, Owing to a notice received from the landlord of the said premises, the J. Black Company was forbidden to conduct any dances whatsoever on the said premises, which rendered the license of no value and nothing was done under the same; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the J. Black Company in the sum of

\$15.00, the amount paid for the license and charge the same to No. 42, Contingent Fund.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 158.

No. 290

Whereas, In carrying out the contract for repaving Sixth avenue, from Liberty avenue to Smithfield street, it was found necessary to have the contractor omit certain brick paving, after the bricks had been delivered along the line of work and haul same away, for which no provision was made in the contract and for which extra work a bid was received from the contractor and approved by the Department of Public Works; and Whereas, Said work was completed at a cost of \$112.70; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas Cronin Company, for the sum of \$112.70 for extra work done on the contract for repaving Sixth avenue, from Liberty avenue to Smithfield street, and charge same to Contract No. 972, on file in the City Controller's office.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 158.

No. 291

Whereas, Certain policies for insurance on the Exposition Buildings have expired and were renewed; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of General Underwriters, Inc., for the following:

3/20/21, Pol. No. 52302, Liberty Fire Insurance Co., \$5,000.00; building and contents on Mechanical Hall, Duquesne way. \$ 90.00

3/20/21, Pol. No. 165081, Republic Fire Insurance Co., \$12,500.00; buildings and contents on Mechanical Hall, Duquesne way 225.00

5/20/21, Pol. No. 165086, Republic Fire Insurance Co., \$2,500.00; building and fixtures, Mechanical Hall, Duquesne way 45.00

5/5/21, Pol. 165085, Republic Fire Insurance Co., \$2,000.00; building and contents known as Restaurant Building, Duquesne way 53.00

\$413.00

Same to be paid from Code Account 1727, Miscellaneous Services, Exposition Building.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 158.

No. 292

Whereas, Miss Margaret McGinley, a resident of the City of Pittsburgh, was injured by a board in the boardwalk on Wakefield street, giving way under her on May 31, 1921, whereby she was violently thrown to the ground and her left leg was badly sprained, and she received other minor injuries; and

Whereas, The injuries she sustained have caused her to be unable to carry on her usual occupation as a Clerk, whereby she has lost considerable earnings which she otherwise would have made, and has been put to doctor's and other expenses; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Miss Margaret McGinley in the sum of \$500.00, in full settlement of all claims for damages which she might have against the City of Pittsburgh arising out of said accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 159.

No. 293

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Pennsylvania Drilling Company of 1808-14 West Carson street, Pittsburgh, Pa., in the sum of three thousand fifty-nine dollars and thirty-two cents (\$3,059.32), in full settlement for drilling core wells and casing at Highland No. 2 Reservoir, in May and June, 1921, as per Department Orders Nos. 729 and 913, and charge same to Account 203-C, Water Bonds, Series A, 1919.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 159.

No. 294

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Rensselaer Valve Company in the sum of twelve hundred eighty-four (\$1,284.00) dollars, or so much of the same as may be necessary for one (1) 36-inch gate valve for the Bureau of Water, same to be chargeable to and payable from Code Account 203-C.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 160.

No. 295

Whereas, On October 8, 1920, at 1 A. M., Samuel Gobba of Johnstown, Pa., assaulted and robbed Miss Caroline Ulmer at her home, 910 East Diamond street, North Side, of two diamond rings and a pin, when he fled pursued by a crowd of people, amongst whom were John Stevens and his wife, Alice. The robber, when close-pressed, discharged a 38-caliber revolver into the crowd. One of the shots struck John Stevens in the chest and arm and another Mrs. Alice Stevens in the left breast. The stolen articles were found on Gobba when captured. Mr. and Mrs. Stevens were

taken to the Presbyterian Hospital by officers, McGinty and Regelman, where Stevens was treated for some ten days, and his wife for two days. The hospital bill was \$35.00. Stevens was a bricklayer earning some ten to twelve dollars a day. Mrs. Stevens received her wound while trying to seize the robber by the arm; and

Whereas, In December, 1920, the said John and Alice Stevens were paid by Resolution of Council the sum of \$150.00 for payment of their hospital bill and medical attendance; and

Whereas, Mr. Stevens, since this accident occurred has been incapacitated and unable to follow his occupation of bricklayer, and is advised by his physician that he will be permanently injured, and will never again be able to follow his said occupation of bricklayer; and

Whereas, For this reason and the fact that few persons are willing to assist the police in making arrests even of robbers and murderers, and he, having rendered such exceptional service, which has now deprived him of making a livelihood and has reduced his earning power, respectfully asks the earnest consideration of Council in allowing him further compensation for his injury; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John Stevens in the sum of one thousand (\$1,000.00) dollars, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 160.

No. 296

Whereas, Council granted Robert L. Van Dyke, employed in the Division of Accounts and Permits, Department of Public Safety, a leave of absence with pay for three months, which expire July 30, 1921; and

Whereas, He is now at the Tuberculosis Hospital and it is desirable that he remain there three months longer; therefore, be it

Resolved, That the Director of the Department of Public Safety be authorized and directed to extend to Robert L. Van Dyke leave of absence for three months from July 30, 1921, with pay; and be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of Robert L. Van Dyke in payment thereof, the same to be charged to Code Account No. 1444, Item A-1, Salaries, Regular Employees, Bureau of Police.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 161.

No. 297

Whereas, In connection with the execution of the contract between the City of Pittsburgh and J. Toner Barr for the construction of a swimming pool in Sheraden Playground, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract; and

Whereas, The extra work of constructing the swimming pool in Sheraden Playground, as per bid approved June 25, 1921, was properly executed, amounting to \$250.00, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified to by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge same as part of the cost of said improvement.

Passed July 25, 1921, by a two-thirds vote.

Approved July 27, 1921.

Resolution Book 5, Page 161.

No. 298

Whereas, Thomas A. Callin of 408 Clarence street has offered the City of Pittsburgh the sum of \$160.00 for two lots Nos. 27 and 28, located on Clarence street, Nineteenth ward,

City, bounded and described as follows: Beginning on the west side of Clarence street at a point 120 feet south of Well street, thence extending southwardly 40 feet to a pin, thence westwardly 145.48 feet to Shaler street, thence northwardly 40.36 feet along said Shaler street to a pin, thence eastwardly 140.02 feet to Clarence street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Thomas A. Callin for the sum of \$160.00.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 162.

No. 299

Whereas, Michael Sandusky offers the City of Pittsburgh the sum of \$150.00 for lot located on Courtright street, Twenty-seventh ward, City, bounded and described as follows: Beginning at a point 130 feet east of the corner of Geyer avenue and Courtright street, thence extending eastwardly 20 feet to a pin, thence northwardly 120 feet, more or less, thence westwardly 25 feet to a pin, thence southwardly 120 feet, more or less, to Courtright street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Michael Sandusky for the sum of \$250.00.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 162.

No. 300

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of five thousand (\$5,000.00) dollars from Code Account No. 1461, Item A, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.

Passed July 25 1921.

Approved July 27, 1921.

Resolution Book 5, Page 162.

No. 301

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of three hundred (\$300.00) dollars from Code Account No. 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account No. 1263, Wages, Temporary Employees, Division of Plumbing and House Drainage, Bureau of Sanitation, Department of Public Health.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 163.

No. 302

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of seven hundred seventy-one (\$771.00) dollars from Code Account No. 42, Contingent Fund, to Code Account No. 1891, Music and Entertainments, Bands.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 163.

No. 303

Whereas, There is a balance in the Workmen's Compensation Fund of \$5,121.00; and

Whereas, The monthly expenditure from the fund averages \$3,377.49; therefore it will require \$15,000.00 to finish the year.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of fifteen thousand (\$15,000.00) dollars from Code Account No. 42, Contingent Fund, to Code Account No. 44, Workmen's Compensation Fund.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 163.

No. 304

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of fifteen hundred (\$1,500.00) dollars from Code Account No. 42-M, Contingent Fund, to Code Account No. 1631½, Regrading Hobart street, Bureau of Highways and Sewers, and the same is hereby appropriated for the payment of the cost of wages, miscellaneous services and other expenses entailed in the regrading of a certain portion of Hobart street in order to extinguish a coal mine fire under said street, and the Mayor and the City Controller be and are hereby authorized and directed to respectively issue and countersign warrants drawn in payment of the cost of said work.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 163.

No. 305

Whereas, Due to the increased activities of the Bureau of Engineering, the funds appropriated for Miscellaneous Services in several code accounts are depleted and it is necessary to provide additional funds to defray the cost of carfare and other Miscellaneous Services entailed in the performance of work for the balance of the current year; and

Whereas, There are remaining in certain other Repair Schedule code accounts in the Bureau of Engineering surpluses in excess of the additional amounts required for Miscellaneous Services, said surpluses occurring by reason of savings effected due to the reduced cost of materials purchased; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers of funds in certain code accounts of the Bureau of Engineering:

\$300.00 from Code Account No. 1547-E, Repair Schedule, to Code Account No. 1543-B, Miscellaneous Services, Division of Bridges.

600.00 from Code Account No. 1576-E, Repair Schedule, to Code Account No. 1572-E, Miscellaneous Services, Division of Sewers.

650.00 from Code Account No. 1590-E, General Repaving, to Code Account No. 1583-B, Miscellaneous Services, Division of Streets.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 164.

No. 306

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$600.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1911½, Equipment, Duquesne Heights Playgrounds, located on the Bingham property at Shaler and Greenleaf streets.

Passed July 25, 1921.

Approved July 27, 1921.

Resolution Book 5, Page 164.

No. 307

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas F. Carroll, Superintendent of the Bureau of Police, for the sum of \$160.00, covering monies expended for Pennsylvania State Driver's Licenses for use of patrol wagon drivers, motorcycle patrolmen and chauffeurs of the Bureau of Police for the years 1920 and 1921, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 28, 1921, by a two-thirds vote.

Approved August 2, 1921.

Resolution Book 5, Page 164.

No. 308

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Midway Coal Company in the sum of fifteen hundred seventy-three and 59/100 (\$1,573.59) dollars, or so much of the same as may be necessary for

coal furnished the Pumping Stations at Aspinwall, same to be chargeable to and payable from Code Account No. 1755.

Passed July 28, 1921, by a two-thirds vote.

Approved August 2, 1921.

Resolution Book 5, Page 165.

No. 309

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in payment of the cost and expense of the funeral of Thomas F. Enright, which took place Saturday morning, July 16, 1921, and charge the same to Appropriation No. 42, Contingent Fund.

Frank P. McCabe	\$213.00
J. L. Bingham	32.00
Bands, Veterans of Foreign Wars No. 1	155.50
Bands, Veterans of Foreign Wars No. 2	142.50
Salvation Army for Band	35.00
	<u>\$578.00</u>

Passed July 28, 1921, by a two-thirds vote.

Approved August 2, 1921.

Resolution Book 5, Page 165.

No. 310

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Sara McClanahan, a Woman Police Auxiliary in the Bureau of Police, for the sum of \$39.80, covering monies expended by her in securing evidence against alleged fortune tellers during the period from September 1, 1920, to May 1, 1921, and charge the same to Code Account No. 42, Contingent Fund.

Passed July 28, 1921, by a two-thirds vote.

Approved August 2, 1921.

Resolution Book 5, Page 165.

No. 311

Whereas, In the execution of the contract between the City of Pittsburgh and the Thomas Cronin Company for the reconstruction of the substructure and the replacement of the superstructure with a remodeled bridge for Shaler street bridge over Saw Mill Run, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of the same as extra work; now, therefore, be it:

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Thomas Cronin Company in the sum of two hundred fifty-eight and 30/100 (\$258.30) dollars for extra work done on said contract for the reconstruction of the substructure and the replacement of the superstructure with a remodeled bridge for Shaler street bridge over Saw Mill Run and to charge same to Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed July 28, 1921, by a two-thirds vote.

Approved August 2, 1921.

Resolution Book 5, Page 166.

No. 312

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$11,500.00 from Code Account No. 1461, Item A-1, Salaries, Regular Employees, Bureau of Fire, to Code Account No. 1468, Item F, Equipment & Machinery, Bureau of Fire.

Passed July 28, 1921.

Approved August 2, 1921.

Resolution Book 5, Page 166.

No. 313

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of United Iron and Metal Company for a carload of lumber furnished the

Division of Boardwalks and Steps in the sum of \$929.48 or so much of the same as may be necessary, same to be chargeable to and payable from Code Account No. 1641.

Passed July 28, 1921.

Approved August 2, 1921.

Resolution Book 5, Page 166.

No. 314

Whereas, in connection with the execution of a contract between the City of Pittsburgh and Booth & Flinn, Ltd., for the grading, regrading, paving, repaving and otherwise improving Second avenue, from Liberty avenue to Grant Street, it was necessary to do certain extra work, which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$6,643.24, as per bill accompanying final estimate, now, therefore, be it

Resolved, that the said extras as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed August 15, 1921.

Approved August 17, 1921.

Resolution Book 5, Page 167.

No. 315

Whereas, in carrying out the contract for repaving South 18th street, from East Carson street to Mary street, it was necessary to have the contractor, Thos. Cronin Company, do certain extra work consisting of laying concrete sidewalk and relaying brick sidewalk, prices for which were not covered by the contract, and for which work an extra work bid was received from the contractor and approved by the Department of Public Works, and,

Whereas, said extra work was completed at a cost of \$58.42, now, therefore, be it

Resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to

countersign a warrant in favor of Thos. Cronin Company for the sum of \$58.42 for extra work done on the contract for repaving South 18th street from East Carson street to Mary street, and charge same to contract No. 1134, on file in the City Controller's office.

Passed August 15, 1921, by a two-thirds vote.

Approved August 17, 1921.

Resolution Book 5, Page 167.

No. 316

Whereas, in carrying out the contract for repaving Sandusky street, from Plush way to North avenue, it was necessary to have the contractor, Thos. Cronin Company do certain extra work consisting of furnishing and placing lumber for temporary drive-ways, the price for which was not covered by the contract and for which extra work a bid was received from the contractor and approved by the Department of Public Works, and

Whereas, said extra work was completed at a cost of \$191.52, now, therefore, be it

Resolved, that the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Thos. Cronin Company for the sum of \$191.52 for extra work done on the contract for repaving Sandusky street, from Plush way to North avenue, and charge same to contract No. 1125, on file in the City Controller's office.

Passed August 15, 1921, by a two-thirds vote.

Approved August 17, 1921.

Resolution Book 5, Page 168.

No. 317

Whereas, In redecorating Exposition Music Hall it was found necessary to add material not included in the specifications, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of W. T. Hardester in the amount of Eighty-five (\$85.00) dollars as extra work on his contract and charge same to Appropriation No. 1730-E.

Passed August 15, 1921, by a two-thirds vote.

Approved August 17, 1921.

Resolution Book 5, Page 168.

No. 318

Whereas in connection with the execution of the contract between the City of Pittsburgh and Jas. H. McQuade & Sons Co., for the grading, regrading, paving, repaving and otherwise improving Ferry street from Liberty avenue to Water street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$4,507.39, as per bill accompanying the final estimate, now, therefore, be it

Resolved, that the said extras as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed August 15, 1921, by a two-thirds vote.

Approved August 17, 1921.

Resolution Book 5, Page 168.

No. 319

Whereas, in the execution of the contract between the City of Pittsburgh and Pitt Construction Company for General Work Contract No. 2, on New Grandstand at Schenley Park Oval it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work, Now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of the Pitt Construction Company for the sum of Two hundred fifty-nine dollars and eighty-five cents (\$259.85) for extra work done on said contract for General Work Contract No. 2 on New Grandstand at Schenley Park Oval, and charge same to Code Account 1895½, Grandstand, Schenley Park.

Passed August 15, 1921, by a two-thirds vote.

Approved August 17, 1921.

Resolution Book 5, Page 169.

No. 320

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Rodgers Sand Company, in the sum of eight hundred twenty-nine and sixty-five one hundredth (\$829.65) dollars, or so much of the same as may be necessary in payment of two (2) cars of cement for the Pittsburgh Asphalt Plant, same to be chargeable to and payable from Code Account No. 1656.

Passed August 15, 1921, by a two-thirds vote.

Approved August 17, 1921.

Resolution Book 5, Page 169.

No. 321

Whereas, The sum of fifty thousand (\$50,000.00) dollars was appropriated by the terms of Ordinance No. 162, approved May 12, 1921, for making repairs preliminary to the restoration of the Bigelow boulevard at Kirkpatrick street, and an additional sum of twenty-two hundred twenty dollars and forty-three cents (\$2,220.43), appropriated by the terms of Resolution No. 230, approved June 23, 1921, making a total appropriation of fifty-two thousand two hundred twenty dollars and forty-three cents (\$52,220.43); and

Whereas, The cost of the work done to July 31, 1921, under the terms of the contract entered into with the John F. Casey Company for this work amounted to forty-eight thousand forty-seven dollars (\$48,047.00) leaving an unexpended balance of four thousand one hundred seventy-three dollars and forty-three cents (\$4,173.43); and

Whereas, It is deemed advisable to do all the work of restoring the Bigelow boulevard with the exception of the permanent pavement surfacing under the terms of the said contract with the John F. Casey Company, and to pay the cost of which it is estimated that an additional sum of thirty-five thousand (\$35,000.00) dollars will be required therefor; and

Whereas, There is remaining in Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Streets," an unencumbered balance in excess of the required additional sum of thirty-five thousand (\$35,000.00) dollars; now, therefore, be it

Resolved, That the Director of the Department of Public Works shall be and he is hereby authorized and directed to continue the work of restoring the Bigelow boulevard at Kirkpatrick street under the terms of Contract No. 5306, Mayor's Office File No. 286, executed on May 31, 1921, with the John F. Casey Company; and further be it

Resolved, That the payment of the additional work to be done under the extension of the said contract, the sum of thirty-five thousand (\$35,000.00) dollars, or so much thereof as may be necessary, is hereby appropriated from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said additional work.

Passed August 15, 1921, by a two-thirds vote.

Approved August 17, 1921.

Resolution Book 5, Page 169.

No. 322

Whereas, It is deemed advisable to maintain the footwalk on the old Greenfield avenue trolley bridge; and

Whereas, There are no funds available in the proper code accounts of the Division of Bridges, bridge repairs, to meet the cost of payrolls and billrolls, incurred in the repairing of said sidewalk, it being estimated that the cost of labor therefor will amount to \$1,500.00 and the cost of materials necessary will amount to \$500.00; and

Whereas, There is remaining in Code Account No. 42, Contingent Fund, an unincumbered balance in excess of the required aggregate sum of \$2,000.00; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,000.00 from Code Account No. 42, Con-

tingent Fund, and to credit \$1,500.00 thereof to Code Account No. 1550-A3, Wages, and the balance of \$500.00 to No. 1553-D, Materials, Bridge Repairs, Division of Bridges, Bureau of Engineering.

Passed August 15, 1921.

Approved August 17, 1921.

Resolution Book 5, Page 170.

No. 323

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of thirteen hundred (\$1,300.00) dollars from Code Account 1243, Salaries, Regular Employees, Bureau of Child Welfare, to Code Account 1244, Wages, Temporary Employees, Bureau of Child Welfare, Department of Public Health.

Passed August 15, 1921.

Approved August 17, 1921.

Resolution Book 5, Page 171.

No. 324

Whereas, The appropriations for supplies and repairs in the several code accounts below set forth for the Bureau of Highways and Sewers, Department of Public Works, have been expended and it is necessary to provide additional funds to meet the demands upon these functions.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from the several code accounts below set forth to the certain specified code accounts the following sums of money:

From Code Account No. 1635,
Supplies, Sewer Drops, to
Code Account No. 1604, Sup-
plies, General Office\$ 100.00

From Code Account No. 1630,
Misc. Service, Rep. High-
ways, to Code Account No.
1609, Supplies, Division Of-
fices 300.00

From Code Account No. 1617,
Equip. & Machinery, Stables
& Yards, to Code Account
No. 1616, Repairs, Stables
and Yards 1,500.00

From Code Account No. 1622,
Misc. Services, Cleaning
Highways, to Code Account
No. 1616, Repairs, Stables
and Yards 500.00

From Code Account No. 1626,
Equip. and Machinery, Clean-
ing Highways, to Code Ac-
count No. 1616, Repairs,
Stables and Yards 500.00

From Code Account No. 1626,
Equip. and Machinery, Clean-
ing Highways, to Code Ac-
count No. 1623, Supplies,
Cleaning Highways 1,000.00

Passed August 15, 1921.

Approved August 17, 1921.

Resolution Book 5, Page 171.

No. 325

Whereas, The position of Golf Supervisor in the Bureau of Parks, Department of Public Works, was created by ordinance at a salary of \$150.00 per month; and

Whereas, No money was provided for the same; and

Whereas, It will require seven hundred and fifty (\$750.00) dollars for five (5) months' employment, until the end of the golfing season, November 30, 1921; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sum, to wit:

Seven hundred and fifty (\$750.00) dollars from Code Account No. 42, Contingent Fund, to Code Account No. 1789, Salaries Temporary, Golf Grounds, Bureau of Parks.

Passed August 15, 1921.

Approved August 17, 1921.

Resolution Book 5, Page 171.

No. 326

Whereas, There is not sufficient funds in Code Account 194, Street Improvement Bonds for the regrading, repaving, etc., of Crawford street, Mercer street, Manila street and Peach way, which are the intersecting streets affected by the opening, widening and improving of Webster avenue; and

Whereas, There is an available balance of \$5,452.50 remaining in Code Account No. 1589-G, Retaining Wall Schedule; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,452.50 from Code Account No. 1589-G, Retaining Wall Schedule, to the General Fund of Code Account No. 194, Street Improvement Bonds.

Passed August 15, 1921.

Approved August 17, 1921.

Resolution Book 5, Page 172..

No. 327

Whereas, The Hon. William Flinn, under date of June 7, 1921, tendered to the City of Pittsburgh, for playground and recreation purposes, a tract of land situate in the Eleventh ward of the City of Pittsburgh, and bounded by Bunkerhill street, North Euclid avenue, Bowden street and North St. Clair street, and containing by strict measurement 1.619 acres; therefore, be it

Resolved, That the thanks of the City of Pittsburgh are hereby tendered to the Hon. William Flinn for his munificent gift.

Passed August 15, 1921.

Approved August 17, 1921.

Resolution Book 5, Page 172.

No. 328

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Clyde S. Edeburn, Captain of Detectives, for the sum of \$4,000.00, for payment of expenses that may be incurred in trip to London, England, and in extradition proceedings, and for return to the City of Pittsburgh of Jesse Frazer, alias Benjamin J. Stokes, wanted in connection with the murder and robbery of James H. Neal on June 10, 1921, and charge same to Code Account No. 42, Contingent Fund, provided that said Clyde S. Edeburn shall keep an itemized and accurate account of all expenditures made by him in connection with the above (said account to be

approved by the Finance Committee immediately upon Mr. Edeburn's return to Pittsburgh), and any balance that may be left shall be immediately returned to the City Treasury by said Edeburn.

Passed August 16, 1921, by a two-thirds vote.

Approved August 18, 1921.

Resolution Book 5, Page 172.

No. 329

Resolved, That the City Controller be and he is hereby authorized and directed to turn over to Clyde S. Edeburn, Captain of Detectives, the sum of \$1,000.00, being part of the reward offered for the capture of the bandits who robbed and murdered James H. Neal on June 10, 1921, the said sum to be given by said Edeburn to the captor of Jesse Frazer, alias Benjamin J. Stokes, in London, England.

Passed August 16, 1921, by a two-thirds vote.

Approved August 18, 1921.

Resolution Book 5, Page 173.

No. 330

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1883, for the partial improvement of the Mount Washington Playground.

Passed August 16, 1921.

Approved August 18, 1921.

Resolution Book 5, Page 173.

No. 331

Whereas, A meter has been installed at premises of Mrs. Sarah Serbin, 627 Francis street, Third ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for four quarters for water used in said premises would be \$9.25, and meter readings at the current rates

for the four quarters show a use of water in the sum of \$143.56, or an increase in the charge for the water for said period of \$134.31; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed, to issue an exoneration to the said Mrs. Sarah Serbin on account of said charges for water in the sum of \$67.15, being 50 per cent of the excess meter rate over the former flat rate.

Passed August 22, 1921.

Approved August 25, 1921.

Resolution Book 5, Page 173.

No. 332

Whereas, The Board of Public Education of the School District of Pittsburgh has leased the Phipps Gymnasium, at the corner of Reedsdale and Scotland streets, Northside, Pittsburgh, Pa., for the use of public school pupils of Pittsburgh, and has exonerated all school taxes upon said property during the term of said lease (December 31, 1920, to December 31, 1921) as one of the conditions of that lease;

Resolved, That the above property be and is hereby exonerated from the payment of all City taxes for and during the term of said lease to The Board of Public Education of the School District of Pittsburgh and the use of said property by the public schools, this exoneration being in accordance with the conditions of said lease.

Passed August 22, 1921.

Approved August 25, 1921.

Resolution Book 5, Page 174.

No. 333

Whereas, In an agreement made for the Phipps Playground in the Twenty-second ward on the North Side, it was agreed that the City should exonerate the taxes assessed against said property during its use as a playground; and

Whereas, The taxes assessed against said property for the year 1921 amount to \$1,380.36.

Resolved, That the Department of Assessors shall be and is hereby authorized and directed to issue an exoneration in favor of John S. Henry C. and Howard Phipps No. 2, for property in the Twenty-second ward, North Side, used by the City of Pittsburgh as a playground for City taxes in the sum of \$1,380.36 for the year 1921.

Passed August 22, 1921.

Approved August 25, 1921.

Resolution Book 5, Page 174.

No. 334

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of twenty-five thousand (\$25,000.00) dollars from Code Account No. 1755, Mechanical Division, Bureau of Water, Department of Public Works, to Code Account No. 42, Contingent Fund.

Passed August 22, 1921.

Approved August 25, 1921.

Resolution Book 5, Page 174.

No. 335

Whereas, It is deemed advisable to acquire property in Cunliffe Hollow under the Wilmot street bridge for the purpose of providing a dump for the use of the Department of Public Works; and

Whereas, It will be necessary to reconstruct the portion of the Cunliffe Hollow sewer extending under the site of the proposed dump at a cost of six thousand (\$6,000.00) dollars, and to pay the cost of which no funds are now available in the proper code accounts of the Bureau of Engineering; and

Whereas, It is estimated that after paying the cost and expense of completing the Restoration of Bigelow Boulevard at Kirkpatrick Street, an unencumbered balance in excess of \$6,000.00 will be remaining in Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street"; now, therefore, be it

Resolved, That the City Controller shall be, and he is hereby authorized and directed to transfer the sum of six thousand (\$6,000.00) dollars from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," Division of Streets, Bureau of Engineering, to Code Account No. 1576-E, Repair Schedule, Division of Sewers, Bureau of Engineering.

Passed August 22, 1921.

Approved August 25, 1921.

Resolution Book 5, Page 175.

No. 336

Whereas, There is no money available in Code Account No. 1891 "B," Bands, for any more band concerts; and

Whereas, There will be an unencumbered balance remaining in Code Account No. 1892 "B," Choral Leader and Lantern Slides, Bureau of Parks, which could be used for band concerts; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$331.50 from Code Account No. 1892 "B," Choral Leader and Lantern Slides, to Code Account No. 1891 "B," Bands, Bureau of Parks.

Passed August 22, 1921.

Approved August 25, 1921.

Resolution Book 5, Page 175.

No. 337

Whereas, In connection with the execution of the contract between the City of Pittsburgh and M. O'Heron Company for the grading, paving and curbing of Whipple street, from Goodman street to the City line, it was found necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$5,815.50, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extra work as herein set forth, certified by the Department of Public Works, be ap-

proved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed August 22, 1921, by a two-thirds vote.

Approved August 25, 1921.

Resolution Book 5, Page 175.

No. 338

Whereas, During erection of material on Contract 1-T d, "For Furnishing and Installing Coal Gate Chutes and Scale Track" at Mission Street Pumping Station, it became necessary, due to distortion of erected portion of coal bunker supports, to make certain changes in lengths of track hangers. The Webb Engineering Company, holders of the above contract, were ordered to do same under authority of an extra work order approved by the Director of the Department of Public Works; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Webb Engineering Company in the sum of eighty (\$80.00) dollars, same being payment in full for all extra work on Contract 1-T d for "Furnishing and Installing Coal Gate Chutes and Scale Track" at Mission Street Pumping Station and charge same to Contract No. 1053, Code Account No. 203.

Passed August 22, 1921, by a two-thirds vote.

Approved August 25, 1921.

Resolution Book 5, Page 176.

No. 339

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Rensselaer Valve Company in the sum of eight hundred eight (\$808.00) dollars, or so much of the same as may be necessary in payment of two (2) 24-inch gate valves for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Passed August 22, 1921, by a two-thirds vote.

Approved August 25, 1921.

Resolution Book 5, Page 176.

No. 340

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of nine hundred ninety-nine (\$999.00) dollars, in payment of four (4) 16-inch and ten (10) six-inch gate valves for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Passed August 22, 1921, by a two-thirds vote.

Approved August 25, 1921.

Resolution Book 5, Page 176.

No. 341

Whereas, In connection with the execution of the contract between the City of Pittsburgh and J. D. Littell for the construction of a swimming pool in Schenley Park, it was found necessary to do certain extra work which was not included in the contract or specifications for said work, and could not be allowed under the terms of said contract; and

Whereas, The extra work in connection with the construction of swimming pool in Schenley Park, as per bid approved July 20, 1921, was properly executed, amounting to \$150.00, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of J. D. Littell for the sum of \$150.00 for extra work done on the contract for constructing a swimming pool in Schenley Park, and charge same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed August 29, 1921, by a two-thirds vote.

Approved September 1, 1921.

Resolution Book 5, Page 177.

No. 342

Whereas, In connection with the execution of the contract between the City of Pittsburgh and M. O'Herron Company for improving roadways in Riverview Park, it was found necessary to do certain extra work which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract; and

Whereas, The extra work in connection with improving the roadways in Riverview Park as per bids approved May 17 and June 22, 1921, was properly executed, amounting to \$5,141.22, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of M. O'Herron Company for the sum of \$5,141.22, for extra work done on the contract for improving roadways in Riverview Park, and charge same to Park Roadway Improvement Bonds, 1919, Bond Fund Appropriation No. 199.

Passed August 29, 1921, by a two-thirds vote.

Approved September 1, 1921.

Resolution Book 5, Page 177.

No. 343

Whereas, The sum of \$87,220.43 is appropriated by the terms of Ordinance No. 162 and Resolutions Nos. 230 and 321, approved May 12, June 23 and August 17 respectively, for making repairs preliminary to the restoration of Bigelow boulevard at Kirkpatrick street; and

Whereas, The cost of the work done to August 15, 1921, amounts to \$80,164.60, leaving an available balance in the amount of \$7,055.83, which will be expended in about 10 days; and

Whereas, Heretofore, due to the nature of the work involved, it has been practically impossible to determine the exact cost of completing this contract, but it is estimated that a further additional sum of \$45,000.00 will cover the cost of completing this work, and which additional work is deemed advisable to do under the

terms of Contract No. 5606, entered into with the John F. Casey Company; and

Whereas, There is remaining in No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," an unincumbered balance in excess of the required additional sum of \$45,000.00; now, therefore, be it

Resolved, That the Director of the Department of Public Works shall be and he is hereby authorized and directed to continue the work of restoring the Bigelow boulevard at Kirkpatrick street under the terms of Contract No. 5606, Mayor's Office File No. 286, executed on May 31, 1921, with the John F. Casey Company; and further be it

Resolved, That for the payment of the additional work to be done under the extension of the said contract, the sum of thirty-five thousand (\$35,000.00) dollars, or so much thereof as may be necessary, is hereby appropriated from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said additional work.

Passed August 29, 1921, by a two-thirds vote.

Approved September 1, 1921.

Resolution Book 5, Page 178.

No. 344

Whereas, Mary Sheppard, by deed recorded in Deed Book, Volume 1125, Page 524, Recorders' Office of Allegheny County, became the owner of Lots Nos. 40 and 41 in the Homewood Driving Park Plan, recorded in said Recorder's Office in Plan Book, Volume 17, Pages 48 and 49; and

Whereas, Said lots were sold to the City of Pittsburgh on February 11, 1921, as evidenced by Sheriff's Deed, recorded in said Recorder's Office in Deed Book, Volume 1896, Page 197, said sale being on Lev. Fa. sur judgment entered on Sci. Fa. sur tax lien for the year 1911, filed at D. T. D. No. 1893 October Term, 1913; and

Whereas, Said Mary Sheppard claims to have had no actual knowledge of

said proceedings, and has paid taxes on said property for the year 1921; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver to said Mary Sheppard a quit claim deed conveying to her said lots with the improvements thereon.

Passed August 29, 1921.

Approved September 1, 1921.

Resolution Book 5, Page 178.

No. 345

Whereas, A meter has been installed by the City of Pittsburgh on the premises of Barnett Cooper, supplying Nos. 2812-14 Webster avenue, Fifth ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for two quarters for water used in said premises would be \$32.50, and the meter readings at the current rates for the two quarters show a use of water in the sum of \$122.40, or an increase in the charge for water for said two quarters of \$89.90; and

Whereas, It appears that this charge for water would work a great hardship upon the owner of said property and the situation arises by reason of the transition from the flat to the metered rate; now, therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Barnett Cooper, on account of the said charge for water, in the sum of \$49.95, being 50 per cent of the excess of the metered rate over the former flat rate.

Passed August 29, 1921.

Approved September 1, 1921.

Resolution Book 5, Page 179.

No. 346

Whereas, The services of a sculptor are required for the preparation of models for the ornamental work to be constructed in connection with the improvement of the Boulevard of the Allies; now, therefore, be it

Resolved, That the Director of the Department of Public Works shall be and he is hereby authorized and empowered to appoint and employ a competent sculptor to prepare the necessary models for the ornamental work to be constructed in connection with the improvement of the Boulevard of the Allies, at a cost not to exceed three thousand (\$3,000.00) dollars, same to be chargeable to Bond Fund Appropriation No. 207-A, Engineering Expenses, Salaries, Wages, Supplies, Materials and Miscellaneous Services, and the Mayor and the Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn in payment of the cost of said models.

Passed August 30, 1921, by a two-thirds vote.

Approved September 1, 1921.

Resolution Book 5, Page 179.

No. 347

Whereas, The Asphalt Division of the Bureau of Highways and Sewers estimates that additional re-surfacing work in the amount of \$75,000.00 could be done during the remainder of the construction season; and

Whereas, There are no funds available in the proper code accounts in the Asphalt Division, Bureau of Highways and Sewers, to cover the cost of any such additional asphalt re-surfacing as may be advisable; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums aggregating \$75,000.00 from the following Code Accounts in the amounts set forth as follows:

From:

Code Account No. 1080, Litigation, Department of Law..	\$10,000.00
Code Account No. 1591, Restoration Bigelow Blvd, Bureau of Engineering.....	35,000.00
Code Account No. 1591½, Mellwood St. Slide, Bureau of Engr.	8,451.99
Code Account No. 1617, Equipment, Bureau of Highways and Sewers	1,548.01
Code Account No. 1755, Supplies, Bureau of Water.....	20,000.00
	<u>\$75,000.00</u>

To:

Code Account No. -653, A-4, Wages, Temporary Employees, Asphalt Div., Bureau of Highways and Sewers....	\$25,000.00
Code Account No. 1654-B, Misc. Serv., Asphalt Div., Bureau of Highways and Sewers	1,000.00
Code Account No. 1655-C, Supplies, Asphalt Div., Bureau of Highways and Sewers	15,000.00
Code Account No. 1656-D, Materials, Asphalt Div., Bureau of Highways and Sewers	34,000.00
	<u>\$75,000.00</u>

Passed August 30, 1921.

Approved September 1, 1921.

Resolution Book 5, Page 180.

No. 348

Whereas, Additional employees authorized to effect the reorganization of the drafting force of the Bureau of Engineering necessitate the purchase of additional equipment and supplies, at an estimated cost of \$2,000.00, funds for the payment of which are not available in the proper code accounts of the Bureau of Engineering; and

Whereas, There is remaining in Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," an unencumbered balance considerably in excess of the required additional sum; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums, amounting in the aggregate to two thousand (\$2,000.00) dollars, from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," and credit same in the following manner:

Code Account No. 1519-C, Supplies	\$ 500.00
Code Account No. 1522-F, Equipment	1,500.00

Passed August 29, 1921.

Approved September 1, 1921.

Resolution Book 5, Page 180.

No. 349

Whereas, Information was made before Alderman M. A. Riley of the City of Pittsburgh charging Charles A. Haas with violation of certain ordinances of the City of Pittsburgh, in that he constructed an iron-clad garage on Hamilton avenue in the City of Pittsburgh without first having secured a building permit for such erection, and in that the garage, so erected, was not in compliance with the laws and ordinances governing the erection of such buildings; and

Whereas, The said Charles A. Haas, upon hearing duly held, was fined by said Alderman in the sum of one hundred (\$100.00) dollars; and

Whereas, The said Charles A. Haas has since said fine was imposed and since the payment of the same, complied with the law, and has so constructed his said garage as to conform thereto at considerable expense to himself; and

Whereas, The said fine has been duly remitted by said Alderman and cannot be refunded to the said Charles A. Haas; and

Whereas, It is the desire of the City of Pittsburgh, in view of the fact that the said Charles A. Haas has had considerable expense and has complied with the law governing such cases, that he be reimbursed for the amount of the fine so paid; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Charles A. Haas in the sum of \$100.00, and charge the same to Code Account No. 42, Contingent Fund.

Passed September 2, 1921, by a two-thirds vote.

Approved September 7, 1921.

Resolution Book 5, Page 181.

No. 350

Whereas, By reason of the falling of a retaining wall in front of the property of Joseph H. Moore at Nos. 29 and 31 Mansfield avenue, which fall was caused by saturation of the street due to a broken water main, Joseph H. Moore, the owner of the said

property, incurred certain expense in the sum of \$65.07 in the cost of labor and material, changing service line and putting in new water line; therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Joseph H. Moore in the sum of \$65.07 to reimburse him for the said expense, said warrant to be charged to Appropriation 42, Contingent Fund.

Passed September 2, 1921, by a two-thirds vote.

Approved September 7, 1921.

Resolution Book 5, Page 181.

No. 351

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., for grading, regrading, paving, repaving and otherwise improving Diamond street, from Ferry street to Market place, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work, and the price of materials, amounting to \$1,500.00, as per bill accompanying final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge same to Appropriation No. 42, Contingent Fund.

Passed September 2, 1921, by a two-thirds vote.

Approved September 7, 1921.

Resolution Book 5, Page 182.

No. 352

Whereas, The sum of \$81,000.00 was set up by Council for the purpose of paying the cost of grading hillside, constructing retaining walls in Bigelow boulevard from Seventh avenue to Craig street; and

Whereas, There will be an available balance of more than \$13,000.00 when the final estimate is rendered; and

Where, There are many men out of employment and in dire need, and it is the desire to give employment to these men for the purpose of cleaning the hillside of the said Bigelow boulevard from Seventh avenue eastwardly; therefore, be it

Resolved, That the sum of \$13,000.00 be set aside from Code Account No. 191, Bigelow boulevard, for the purpose of cleaning the hillside of Bigelow boulevard from Seventh avenue eastwardly, and that the Mayor be and he is hereby authorized to issue, and the City Controller to countersign, warrants in favor of payrolls for labor and bill rolls for truck hire on this work.

Passed September 2, 1921, by a two-thirds vote.

Approved September 5, 1921.

Resolution Book 5, Page 182.

No. 353

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Harland Bartholomew, Consulting Engineer for three hundred eighty-five and 82/100 (\$385.82) dollars for services rendered to the Department of City Planning, in a consulting capacity, during the months of August and September, 1921, and charge the same to Code Account 1108-B. Miscellaneous Services, Department of City Planning.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 182.

No. 354

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., Contractors for the grading, paving, curbing and improving Schenley Park entrance at Forbes street, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract; and

Whereas, The extra work in connection with the grading, paving, curbing and improving Schenley Park entrance at Forbes street, as per extra work bids approved March 30, 1921, June 1, 1921, and June 9, 1921, was properly executed, amounting to \$7,889.83, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Booth & Flinn, Ltd., for the sum of \$7,889.83 for extra work done on the contract for grading, paving, curbing and improving Schenley Park entrance at Forbes street, and charge the same to Park Roadway Improvement Bond, 1919, Bond Fund Appropriation No. 199.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 183.

No. 355

Whereas, In carrying out the contract for repaving Highland avenue, from Fifth avenue to Center avenue, it was necessary to have the contractor, Booth & Flinn, Ltd., do certain extra work, consisting of furnishing and placing lumber for temporary driveways, the price for which was not covered by the contract, and an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said extra work was completed at a cost of \$762.87; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Booth & Flinn, Ltd., for the sum of \$762.87, for extra work done on the contract for repaving Highland avenue, from Fifth avenue to Center avenue, and charge the same to Contract No. 1130, on file in the City Controller's office.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 183.

No. 356

Whereas, The Department of Assessors has issued exoneration to Yetta Browarsky on a two-story brick dwelling located in the Third ward, City, as follows: For the year 1920, \$167.58, and for the year 1921, \$172.88; and

Whereas, The exonerations were issued on account of an error in transcribing the value of the property, the same being valued at \$14,000.00 instead of \$1,400.00; and

Whereas, The said Yetta Browarsky asks that the above amounts be refunded.

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Yetta Browarsky, in the sum of three hundred forty and 46/100 (\$340.46) dollars, and charge the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 184.

No. 357

Whereas, The Rt. Rev. Regis Canevin paid taxes on lot and dwelling located on Larkins alley, Sixteenth ward, City, said property being used as a convent only is, therefore, exempt from taxes; and

Whereas, The Department of Assessors has issued an exoneration in the amount of \$241.01; and

Whereas, All the taxes on said property have been paid and the exoneration cannot be used in the payment of taxes; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Rt. Rev. Regis Canevin, in the sum of two hundred and forty-one and 01/100 (\$241.01) dollars, on account of refunding taxes assessed in error, and charge the same to Appropriation No. 41, Refunding Taxes and Water Rents.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 184.

No. 358

Whereas, The Central Christian Church has purchased the property on Dithridge street, in the City of Pittsburgh, heretofore held in the name of Alonzo H. Brockett, taking the title thereto on or about July 1, 1921, and

Whereas, The said Alonzo H. Brockett on February 15, 1921, paid the entire 1921 City taxes against the above property, amounting to \$582.12; and

Whereas, The said property since July 1, 1921, has been and is being used as a place of actual religious worship, and therefore exempt from taxation; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Central Christian Church in the sum of two hundred ninety-one dollars and six cents (\$291.06), being a refund of one-half of the year's taxes against the above property as aforesaid, and charge same to Appropriation No. 41, Refund of Taxes.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 185.

No. 359

Whereas, Thomas A. Cochran of No. 107 McNaughton street was injured on July 4, 1921, by the lid of a sewer drop at the corner of McNaughton and Mountford streets, giving way under him and causing him to fall into the sewer opening, injuring him about the legs and destroying his clothes, causing him to be unable to carry on his business as a master plumber for a period of seven weeks, resulting in a loss of six hundred twenty-one dollars (\$621.00); now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of Thomas A. Cochran, as full compensation for all damages to him occasioned by the foregoing in the sum of six hundred twenty-one \$621.00) dollars, and charge the same to Contingent Fund Appropriation No. 42.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 185.

No. 360

Whereas, In the prosecution of Contract No. 1180, New Cement Sidewalks for South Side Market, it was deemed advisable to do extra work, which was repairing of cement steps and resetting areaways, not included in the contract; therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of D. Collins Company for the sum of one hundred (\$100.00) dollars in payment for extra work on their contract for new cement sidewalks at the South Side Market and charge same to Contract No. 1180, Appropriation 1709-E, Repairs to South Side Market.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 185.

No. 361

Whereas, Resolution No. 265, Bill No. 1840, was passed by Council and signed by the Mayor July 18, 1921, authorizing an exoneration of water rents paid to the City Treasurer by the Columbian Council School or Irene Kaufman Settlement House for nineteen hundred forty-five dollars and fifty-three cents (\$1,945.53); and

Whereas, The Board of Water Assessors on July 22, 1921, issued the attached exoneration for nineteen hundred forty-five dollars and fifty-three cents (\$1,945.53); and

Whereas, The water rent was paid prior to the issuance of said exoneration; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of the Columbian School, or the Irene Kaufman Settlement House, in the sum of nineteen hundred forty-five dollars and fifty-three cents (\$1,945.53) on account of refund of water rent on property at 1835 Centre avenue, Third ward, and charge same to Appropriation No. 41, Refunding Taxes and Water Rent.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 186.

No. 362

Whereas, The Parliament of Japan was entertained by the City of Pittsburgh at a dinner at the Country Club, and no provision for the payment of the bill for same has been made; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Country Club for the sum of three hundred (\$300.00) dollars, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 186.

No. 363

Whereas, In carrying out the contract for repaving Ninth street from Penn avenue to Duquesne way it was necessary to have the contractor for this street repaving, Thomas Cronin Company, do certain extra work consisting of furnishing lumber and building driveway entrances to business properties, resurfacing old asphalt pavement and resetting old blockstone stretchers along the Railway Company's track, which work was not covered by the contract and for which an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said work was completed at a cost of one hundred thirty-three dollars and seventy-five cents (\$133.75); now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Thomas Cronin Company for the sum of one hundred thirty-three dollars and seventy-five cents (\$133.75), for extra work done on the contract for repaving Ninth street from Penn avenue to Duquesne way, and charge same to Contract No. 1126, on file in the City Controller's office.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 187.

No. 364

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Dr. N. P. Davis in the sum of twenty-five (\$25.00) dollars for medical services rendered James McMoil, Chauffeur-Mechanic in the Municipal Garage and Repair Shop, who was injured in the performance of his duty as said employe, and charge same to Appropriation No. 42, Contingent Fund.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 187.

No. 365

Whereas, In the construction of a bath house at Sheridan Swimming Pool it was deemed advisable to do certain additional work not included in the contract; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Geo. R. Eichenlaub for the sum of three hundred thirty-four (\$334.00) dollars in payment for extra work on Sheridan Bath House and charge same to Contract No. 1037, Appropriation 201, Playground Bonds.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 187.

No. 366

Whereas, In grading Alexis street, by virtue of a contract duly awarded, a landslip developed, which involved dwellings facing Greenfield avenue, and for the purpose of securing the safety of which and the residents thereof it became necessary to do certain work for the protection of the houses and to wreck certain houses; and

Whereas, It was decided by the Department of Public Works that an emergency existed and the John Eichleay, Jr., Company was engaged to do this work by force account; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John Eichleay, Jr., Company for the sum of \$236.70 for emergency work consisting of watchmen employed for the protection of materials in the buildings affected by the slide, caused by the grading of Alexis street, and charge same to Code Account No. 42, Contingent Fund.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 188.

No. 367

Whereas, In connection with the execution of the contract between the City of Pittsburgh and J. D. Littell, Contractor, for the construction of a swimming pool in Homewood Playground, it was found necessary to do certain extra work which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract; and

Whereas, The extra work in connection with the construction of the swimming pool in Homewood Playground, as per bid approved August 27, 1921, was properly executed, amounting to five hundred seventy-one (\$571.00) dollars, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of

J. D. Littell for the sum of five hundred seventy-one (\$571.00) dollars for extra work done on the contract for the construction of a swimming pool in Homewood Playground, and charge the same to "Playground Improvement Bonds, 1919," Bond Fund Appropriation No. 201.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 188.

No. 368

Whereas, In connection with the execution of a contract between the City of Pittsburgh and Frank Mannella for the construction of a 15-inch pipe sewer on Arval way, from a point about 415 feet northeast of Morgan street to the existing sewer on Morgan street, it was found necessary to do certain extra work, which is not included in the contract and specifications for said work, and could not be allowed under the terms of said contract governing the allowance for extra work and the prices of material, amounting to \$110.00, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified to by the Department of Public Works, be approved, and the City Controller is hereby authorized and directed to charge same as part of the cost of said improvement.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 189.

No. 369

Whereas, In carrying out the contract for repaving Brookline boulevard, from Pioneer avenue to Creedmoore avenue, it was necessary to have the contractor for this street repaving, the Pittsburgh Paving Company, do certain extra work consisting of resetting curb without recutting same, which work was not covered by the contract and for which an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said work was completed at a cost of six hundred nineteen (\$619.00) dollars; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Pittsburgh Paving Company for the sum of six hundred nineteen (\$619.00) dollars for extra work done on the contract for repaving Brookline boulevard, from Pioneer avenue to Creedmoore avenue, and charge same to Contract No. 1128, on file in the City Controller's office.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 189.

No. 370

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of A. V. Purnell, Contractor, of Pittsburgh, Pa., in the sum of three hundred eighty-three dollars and eighty-three cents (\$383.83), in full settlement for experimental gunite concrete work at Highland Reservoir No. 2, and charge same to Account No. 203-C, Water Bonds, Series "A," 1919.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 189.

No. 371

Whereas, During the month of November, 1918, the City made certain repairs to a sewer crossing the line at the right of way of the Pennsylvania System at Fulton street, North Side, and in connection therewith the said Pennsylvania Railroad Western Lines incurred an expense of four hundred sixty dollars and seventy-seven cents (\$460.77), in upholding its tracks during the period of time the City was repairing said sewer, which expenses should be reimbursed to the railroad; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of R. R. Reed, Federal Treasurer, Pennsylvania Railroad Western Lines, Federal Account, for four hundred sixty dollars and seventy-seven cents (\$460.77), and charge the same to Contingent Fund Appropriation No. 42.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 190.

No. 372

Whereas, In the prosecution of Contract No. 1169, Repainting of South Side Market, it was deemed advisable to do extra work, which was the application of two additional coats of paint on the electric sign, not included in contract; now, therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of Robert A. Thompson for the sum of eight (\$8.00) dollars in payment for extra work on his contract for repainting of South Side Market and charge same to Contract No. 1169; Appropriation 1709-E, Repairs to the South Side Market.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 190.

No. 373

Whereas, The sum of sixty-four thousand (\$64,000.00) dollars was appropriated for repaving the east shoulder of East street, from Royal street to Creek street, and Contract No. 5595, Mayor's Office File No. 286, was entered into July 28, 1921, with Booth & Flinn, Ltd., for making said improvement at the contract price of forty-two thousand five hundred forty-four dollars and twenty-five cents (\$42,544.25); and

Whereas, It appears that an excess will occur in this fund in sufficient amount to cover the cost of extending the repaving of the easterly shoulder of East street beyond Creek street to Evergreen road, which portion being worn out is in very bad condition and should be repaved; and

Whereas, It is deemed advisable to do said additional repaving under the terms of the said Contract No. 5595, entered into with Booth & Flinn, Ltd.; now, therefore, be it

Resolved, That the Director of the Department of Public Works shall be and he is hereby authorized and directed to repave the easterly shoulder of East street, from Creek street to Evergreen road, under the terms of Contract No. 5595, Mayor's Office File No. 286, executed July 28, 1921, with Booth & Flinn, Ltd., for the repaving of the east shoulder of East street from Royal street to Creek street, and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on Bond Fund Appropriation No. 194, Item, Repaving easterly should of East street, from Royal street to Creek street, for the payment of the cost of the above described extension of said contract.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 191.

No. 374

Whereas, A meter has been installed at premises of Mrs. Sarah Serbin, 627 Francis street, Third ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for four quarters for water used in said premises would be \$9.25, and meter readings at the current rates for the four quarters show a use of water in the sum of \$67.15, or an increase in the charge for the water for said period of \$57.90; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be and it is hereby authorized and directed to issue an additional exoneration to the said Mrs. Sarah Serbin on account of said charges for water in the sum of \$28.95, being 50 per cent of the excess meter rate over the former flat rate.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 191.

No. 375

Whereas, An assessment has been made against Henry C. Frick for the construction of a public sewer on Milton street, in the Fourteenth ward of the City of Pittsburgh, which assessment amounts to six hundred fifty-seven dollars and one cent (\$657.01); and

Whereas, The said Henry C. Frick, who died December 2, 1919, by his will devised to the City of Pittsburgh as a public park, the property against a part of which this assessment has been made; and

Whereas, By Resolution approved June 25, 1920, and recorded in Resolution Book Volume 4, Page 601, the City of Pittsburgh accepted the property devised to it by Henry C. Frick as a park as hereinbefore mentioned; and

Whereas, The proceeding resulting in the assessment aforesaid, is in the Court of Common Pleas of Allegheny County at No. 672 January Term, 1921; now, therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized and directed not to file any lien for the collection of the said assessment of six hundred fifty-seven dollars and one cent (\$657.01), as aforesaid, and to cancel the said assessment.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 192.

No. 376

Whereas, Elmer Byers and Mary Byers have offered the City of Pittsburgh the sum of \$350.00 for Lot No. 126 in R. G. McGonigal's Plan, Arlington place, Twelfth ward, City, bounded and described as follows: Beginning at the corner of Lot No. 127 in said plan, thence extending north-eastwardly 25 feet to Lot No. 125 in said plan, thence northwestwardly 120 feet to Mayo alley, thence south-westwardly 25 feet to Lot No. 127 in said plan, thence southeastwardly 120 feet to Broadhead street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Elmer

Byers and Mary Byers for the sum of \$350.00.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 192.

No. 377

Whereas, Mrs. Bridget Haley (widow) is the owner of a lot fronting on the northerly side of Brereton street (formerly Jones avenue) in the Second ward of the City of Pittsburgh, upon which was erected a two-story frame dwelling house; and

Whereas, at the time of the change of grade of Brereton street (formerly Jones avenue) to connect it with Bigelow boulevard, the City of Pittsburgh put in wooden cribbing in front of the Haley property, which, in the course of time, became rotted, and, in the Spring of 1920, the same gave way and the dirt from Brereton street (formerly Jones avenue) was pushed against the wall of Mrs. Haley's house, so that it was in danger of falling, and as a further result of said cribbing giving way, the sewer in Brereton street (formerly Jones avenue) broke, causing the water to run through Mrs. Haley's house, weakening the foundation and making the house untenable and likely to collapse at any time; and

Whereas, by reason of this condition, Mrs. Haley was compelled to move out of her home, which was later torn down by the Bureau of City Property and the money received from the salvage of said building paid to the City of Pittsburgh; and

Whereas, Mrs. Bridget Haley, in settlement of her claim against the City of Pittsburgh by reason of the destruction of her home, is willing to deed her said lot beginning on the westerly side of Brereton street (formerly Jones avenue) 178.12 feet from the corner of Thomas street and at the corner of Lot No. 604 in Plan of Lots of E. P. Jones, et al., as recorded in the Recorder's Office of Allegheny County in Plan Book, Vol. 4, page 152; thence southwardly along Brereton street (formerly Jones avenue) 20 feet to the corner of Lot 606 in said Plan; thence westwardly along the line of same, preserving the same width, 103.89 feet to Thomas street, being Lot No. 605 in said Plan, to the City of Pittsburgh in exchange for a house

and lot owned by said City of Pittsburgh in the Twentieth ward, beginning on the northeast side of Stafford street at a point 183.68 feet northwest of the northeast corner of Ashlyn street and Stafford street; thence along said Stafford street in a northwesterly direction 26.24 feet; thence in a northeasterly direction 127.23 feet; thence in a southeasterly direction 25.16 feet; and thence in a southwesterly direction 122.03 feet to Stafford street, at the place of beginning, having erected thereon a five-room dwelling house, which said property was acquired by the City of Pittsburgh at Sheriff Sale on Municipal Lien at No. 51 April Term, 1913, for the change of grade and grading, paving and curbing of Stafford street, thereby releasing the City of Pittsburgh from any and all claims for damages, which she might have against it, arising out of the damages to her said property on Brereton street (formerly Jones avenue; and

Whereas, the property of Mrs. Bridget Haley, situate on Brereton street (formerly Jones avenue, in the Second ward of the City of Pittsburgh, above referred to, is assessed at \$200.00, and the property owned by the City of Pittsburgh, aforementioned, situate in the Twentieth ward of the City of Pittsburgh, is assessed at \$1,152.00; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver to Mrs. Bridget Haley deed conveying the house and lot described above and owned by the City of Pittsburgh, situate in the Twentieth ward of said City, which property was purchased by the City of Pittsburgh at Sheriff Sale on a Municipal Lien at No. 51 April Term, 1913, and by deed of the Sheriff of Allegheny County to the City of Pittsburgh, recorded in the Recorder's Office of Allegheny County in Deed Book, Vol. 1804, page 533, in exchange for and upon receipt of a deed from Mrs. Bridget Haley to the City of Pittsburgh for all that certain lot or piece of ground above described, situate on Brereton street (formerly Jones avenue) in the City of Pittsburgh; and, be it further

Resolved, That the said Mrs. Bridget Haley, in consideration of the foregoing exchange of properties, does hereby and forever release the said City of Pittsburgh from any and all claims for damages which she might have against it arising out of the

damage to her property on Brereton street (formerly Jones avenue) in the City of Pittsburgh.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 192.

No. 378

Whereas, No. 262, approved June 4, 1919, Resolution Book Vol. 4, Page 340, being a resolution authorizing a deed to be made to Ralph D. Young for the sum of Thirteen hundred fifty (\$1,350.00) dollars, conveying lots Nos. 781, 782 and 783, Chalfont street, 18th Ward: Beginning on the north side of Chalfont street at the corner of an unnamed way; thence extending 60 feet to Lot No. 780; thence northwardly 102.5 feet to Orient way; thence westwardly 60 feet to an unnamed way; thence southwardly 102.5 feet to Chalfont street, the place of beginning.

Whereas, The frontage for lots Nos. 781, 782 and 783 should have been 70 feet instead of 60 feet; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute a deed to Ralph D. Young for lots Nos. 781, 782 and 783 in the McClain and Maple's Plan of Lots, fronting 70 feet on Chalfont street.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 194.

No. 379

Whereas, By deed dated May 20, 1905, between Sarah F. Giesey and J. H. Giesey, her husband, to John C. Logan, of the Borough of Bradock, Allegheny County, Pennsylvania, certain property was conveyed to the said grantee known as the southern one-half of Lot No. 101 in the Plan of North Homestead, laid out by the Homestead Bank & Life Insurance Company and recorded in the Recorder's Office of said County in Plan Book Vol. 4, pages 244 and 245, which deed is recorded in the Recorder's Office of said County in Deed Book Volume 1382, Page 417; and

Whereas, The said deed describes said property as being in the Borough of Swissvale, in said County; and

Whereas, Part of said property, to-wit, Fifty-two (52) feet facing on Cash alley, is in the Fourteenth ward of the City of Pittsburgh; and

Whereas, The said property in the City of Pittsburgh was purchased by the City of Pittsburgh by deed dated June 20, 1914, from an unknown owner, for arrears in taxes against the property; and

Whereas, It appears that the real owner of the property, viz, John C. Logan has been in ignorance of the said purchase by the City of Pittsburgh, believing that his property was altogether in the Borough of Swissvale; and

Whereas, It is to the interest of the City of Pittsburgh as well as to the interest of the said John C. Logan that the title to the small piece of property now owned by the City of Pittsburgh shall be conveyed to the said John C. Logan, so that he shall have a proper deed for his property, and that the taxes payable on the part thereof now in the name of the City of Pittsburgh shall be hereafter paid by the said John C. Logan and his successors in title; therefore, be it

Resolved, That a quit-claim deed shall be made by the City of Pittsburgh, executed by the Mayor thereof, to the said John C. Logan, in consideration of the sum of One dollar (\$1.00) for

All that certain lot situate in the new Fourteenth ward, formerly the Twenty-second ward, of the City of Pittsburgh, beginning at a point on the easterly side of Cash way, two hundred forty (240) feet northerly from the northeast corner of Commercial street and Cash way; thence northerly along the easterly side of Cash way, Fifty-two (52) feet to a point; thence southerly Fifty-six (56) feet to a point; thence westwardly Twenty-one (21) feet, more or less, to a point at the place of beginning.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 194.

No. 380

Whereas, Stefan Fuszek offers the City of Pittsburgh the sum of \$150.00 for a lot located on Colorado way, 27th

Ward, City, bounded and described as follows: Beginning on the east side of Colorado way at a point 93.15 feet south of Halsey place; thence along said Colorado way 24 feet to lot of John Voelkar and thence extending east, preserving the same width a distance of 55 feet; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Stefan Fuszek for the sum of \$150.00.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 195.

No. 381

Whereas, in the prosecution of contract No. 1062, Plumbing work in Sheridan Bath House, it was necessary to do extra work in the amount of \$679.00, which caused the Final Estimate to exceed the funds apportioned for this contract by the sum of \$113.22, and

Whereas there is remaining in Bond Fund Appropriation No. 201, Playground Bonds, an unincumbered balance in excess of said amount, therefore, be it

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of One hundred thirteen and 22/100 (\$113.22) dollars from General Fund of Appropriation No. 201, Playground Bonds, to Contract No. 1062, Plumbing work at Sheridan Bath House.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 195.

No. 382

Whereas, in prosecuting Contract No. 1044, for making alterations to refrigerating machine in the Diamond Market, it became necessary to do certain extra work which caused the Final Estimate to exceed the funds appropriated for this improvement by the sum of \$292.00, and

Whereas, there is remaining in Appropriation No. 1686, Equipment Diamond Market, an unincumbered balance in excess of the required additional sum of \$292.00; therefore, be it

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of \$292.00 from Appropriation 1686, Equipment Diamond Market, to Contract No. 1044, Appropriation No. 1687, to pay the Final Estimate on the Baker-Smith contract for alterations to refrigerating machine in Diamond Market.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 195.

No. 383

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of Three thousand (\$3,000.00) dollars from Code Account No. 1093, Salaries, Regular Employees, to Code Account No. 1094, Salaries, Temporary Employees, Department of Assessors.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 196.

No. 384

Whereas, in the prosecution of Contract No. 1119, Redecorating Exposition Music Hall, it was found necessary to do certain extra work in the amount of Eighty-five (\$85.00) dollars which caused the Final Estimate to exceed the funds apportioned for this contract by the sum of \$85.00, and

Whereas, there is in Appropriation 1730 E, Repairs to Exposition building, an unincumbered balance in excess of the said amount; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$85.00 from Appropriation 1730 E, Repairs to Exposition building, to Contract No. 1119, Redecoration Exposition Music Hall.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 196.

No. 385

Whereas, The supplies and materials accounts of the Municipal Garage and Repair Shop are exhausted, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Five thousand dollars (\$5,000.00) from Code Account No. 1033, Repairs, Fire Apparatus to Code Account No. 1030, Supplies, and the sum of Four thousand dollars (\$4,000.00) from Code Account No. 1031, Materials, Fire Apparatus, to Code Account No. 1032, Materials, General, all of above accounts being in Municipal Garage and Repair Shop.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 196.

No. 386

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to make the following transfers in appropriations in the Department of Public Safety and the Bureaus of Police Fire and Electricity:

From Code Account No. 1428,
Item A-3, Wages, Regular
Employees, General Office,
Department of Public Safety.
To Code Account No.
1426, Item A-1, Salaries, Regular
Employees, General Office,
Department of Public
Safety\$ 506.00

From Code Account No. 1428,
Item A-3, Wages, Regular
Employees, General Office, Department of Public Safety.
To Code Account No. 1434,
Item A-1, Salaries, Regular
Employees, Division of Accounts and Permits, General
Office, Department of
Public Safety\$1,100.00

From Code Account No. 1428,
Item A-3, Wages, Regular
Employees, General Office,
Department of Public Safety.
To Code Account No. 1432,
Item E, Repairs, General
Office, Department of Public
Safety\$ 370.00

From Code Account No. 1444,
Item A-1, Salaries, Regular

lar Employes, Bureau of Police. To Code Account No. 1447, Item B, Miscellaneous Services, Bureau of Police \$3,000.00

From Code Account No. 1444, Item A-1, Salaries, Regular Employes, Bureau of Police. To Code Account No. 1448, Item B, Miscellaneous Services, Street Car Fare, Bureau of Police.....\$3,000.00

From Code Account No. 1444, Item A-1, Salaries, Regular Employes, Bureau of Police. To Code Account No. 1449, Item C, Supplies, Bureau of Police\$2,000.00

From Code Account No. 1461, Item A-1, Salaries, Regular Employes, Bureau of Fire. To Code Code Account No. 1463, Item B, Miscellaneous Services, Bureau of Fire.....\$1,200.00

From Code Account No. 1461, Item A-1, Salaries, Regular Employes, Bureau of Fire. To Code Account No. 1464, Item C, Supplies Bureau of Fire\$3,000.00

From Code Account No. 1461, Item A-1, Salaries, Regular Employes, Bureau of Fire. To Code Account No. 1465, Item D, Materials, Bureau of Fire\$2,000.00

From Code Account No. 1461, Item A-1, Salaries, Regular Employes, Bureau of Fire. To Code Account No. 1468, Item F, Equipment & Machinery, Bureau of Fire\$2,500.00

From Code Account No. 1472, Item A-1, Salaries, Regular Employes, Bureau of Electricity. To Code Account No. 1475, Item D, Materials, Bureau of Electricity\$ 440.00

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 197.

No. 387

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Five thousand (\$5,000.00) dollars from Code Account No. 49, Interest on Contracts, to Code Account No. 45, Election Expense.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 197.

No. 388

Whereas, the Preamble in Resolution No. 343, approved September 1st, 1921, sets forth the necessity for appropriating a further additional sum of Forty-five thousand (\$45,000.00) dollars to cover the cost of completing work under the terms of Contract No. 5606 entered into with the John F. Casey Company for making repairs preliminary to the Restoration of Bigelow Boulevard at Kirkpatrick street, and

Whereas, owing to a typographical error in the preparation of the Resolution, an additional sum of but Thirty-five thousand (\$35,000.00) dollars was appropriated therefor, instead of the additional sum of Forty-five thousand (\$45,000.00) dollars, which it was estimated would be required to cover the cost of completing said work, wherefor it becomes necessary to provide a further additional sum of Ten thousand (\$10,000.00) dollars to rectify the said error, and

Whereas, there is remaining in Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street" an unencumbered balance in excess of Ten thousand (\$10,000.00) dollars, now, therefore, be it

Resolved, That a further additional sum of Ten thousand (\$10,000.00) dollars is hereby appropriated and set apart from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street" for the payment of additional work to be done under contract No. 5606 Mayor's Office File No. 286, executed on May 31, 1921, with the John F. Casey Company for making repairs preliminary to the Restoration of Bigelow Boulevard at Kirkpatrick Street, and the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund in payment of the cost of said additional work.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 198.

No. 389

Whereas, The Director of the Department of Public Works has requested authority to purchase a motion picture camera to serve the best interest of the City, and

Whereas, it is deemed more economical to place open market orders for the development of the films exposed, the payment for the cost of which, it is estimated will require an additional sum of Five hundred (\$500.00) dollars in Code Account No. 1512-B, Miscellaneous Services, Photographic Division, and

Whereas, there is remaining in Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street", an unencumbered balance in excess of the aforesaid required additional sum; now, therefore, be it

Resolved, That the City Controller shall be, and he is hereby authorized and directed to transfer the sum of Five hundred (\$500.00) dollars from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street", to Code Account No. 1512-B, Miscellaneous Services, Photographic Division, Department of Public Works.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 198.

No. 390

Whereas, It is deemed advisable to complete the resurfacing with asphalt, of the roadway of the South Tenth Street Bridge over the Monongahela river, by the City Asphalt Plant, which it is estimated will require the sum of Forty-five hundred (\$4,500.00) dollars for the payment of the cost of wages, supplies and materials, and

Whereas, there is remaining in Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street", an unencumbered balance in excess of the required sum of Forty-five hundred (\$4,500.00) dollars; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Forty-five hundred (\$4,500.00) dollars from Code Account No. 1591-E "Restoration of Bigelow boulevard at Kirk-

patrick street", to Code Account No. 1658½ "Completion of asphalt resurfacing roadway of South Tenth Street Bridge", and further, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed to respectively issue and countersign warrants drawn on said fund for the payment of the cost of wages, supplies and materials incurred by the Asphalt Plant, Bureau of Highways and Sewers in the completion of the resurfacing with asphalt of the roadway of the South Tenth Street Bridge over the Monongahela river.

Passed October 10, 1921, by a two-thirds vote.

Approved October 13, 1921.

Resolution Book 5, Page 199.

No. 391

Whereas, it is deemed advisable to construct an iron fence on the northerly side of Bigelow boulevard between Brereton street and Marcella street, and on the southerly side thereof opposite Brereton street at Kirkpatrick street intersection, at an estimated cost of Twelve thousand (\$12,000.00) dollars, a portion of which fence is to be constructed at the curves in the vicinity of Marcella street, Morgan street and Brereton street, at an estimated cost of Twenty-four hundred (\$2,400.00) dollars, and which is properly chargeable to the proceeds of Bigelow Boulevard Improvement Bonds, Bond Fund Appropriation No. 198-B, and

Whereas, the fence to be constructed outside the limits of the above mentioned curves is estimated to cost Nine thousand six hundred (\$9,600.00) dollars, funds for the payment of which are available in the unencumbered balance remaining in Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street", and

Whereas, in order to construct this fence under one contract, which is deemed advisable and more economical, it will be necessary to credit the above mentioned sum of Nine thousand six hundred (\$9,600.00) dollars, to Bond Fund Appropriation No. 198-B, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Nine thousand six hundred (\$9,600.00) dol-

lars from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street" to Bond Fund Appropriation No. 198-B.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 199.

No. 392

Whereas: It is necessary to transfer funds in the various code accounts to others in the Bureau of City Property in order to have sufficient balances to carry the different code accounts which are short to the end of the year; therefore, be it

Resolved, That the City Controller be and he is hereby authorized to transfer the following amounts from various code account to others in the Bureau of City Property in order to meet expenditures for the balance of the year.

From

Code Acct. 1664—Repairs, General Office	\$ 500.00
Code Acct. 1668—Wages, City-County Building	3,000.00
Code Acct. 1669—Wages, Temporary City-County Bldg.....	2,450.00
Code Acct. 1673—Repairs, City-County Building	500.00
Code Acct. 1678—Repairs, Municipal Hall, N. S.	500.00
Code Acct. 1681—Wages, Temporary Diamond Market	505.00
Code Acct. 1691—Wages, Temporary, North Side Market....	2,876.00
Code Acct. 1709—Repairs, South Side Market	500.00
Code Acct. 1711 — Repairs, Scales	300.00
Code Acct. 1725—Repairs, Foster Homestead	1,000.00
Code Acct. 1730—Repairs, Exposition Building	2,000.00
	<u>\$14,131.00</u>

To

Code Acct. 1680—Wages, Diamond Market	\$4,740.00
Code Acct. 1690—Wages, North Side Market	3,471.00
Code Acct. 1705—Wages, South Side Market	2,200.00
Code Acct. 1714 — Wages, Wharves & Landings	3,400.00

Code Acct. 1726 1/2—Wages, Exposition Building	320.00
	<u>\$14,131.00</u>

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 200.

No. 393

Resolved, That the City Controller be and he is hereby authorized to transfer the sum of One thousand (\$1,000.00) dollars from Appropriation Account No. 1747, "Supplies," to Appropriation Account No. 1748, "Materials," Department of Public Works, Bureau of Water.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 201.

No. 394

Whereas, The funds in Code Accounts 1901-C, Supplies and 1904-F, Equipment and Machinery, Bureau of Tests are not sufficient to meet the bill rolls for the balance of the year, and,

Whereas, there is a balance remaining in Code Account 1903-E, Repairs sufficient to cover said estimate deficits, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums amounting in the aggregate to \$135.00 from Code Account 1903-E, Repairs to following Code Accounts as divided.

\$60.00 to Code Account 1901-C, Supplies.

\$75.00 to Code Account 1904-F, Equipment and Machinery.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 201.

No. 395

Whereas, owing to the long Summer season, it was necessary to employ additional laborers during this period, and

Whereas, the money for employing laborers is almost exhausted and it will require additional money to carry the necessary labor force to end of the year; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to Transfer the following sums to-wit.

From
Code Account 1821—Wages,
Temporary Employees, Small
Parks\$1,000.00
Code Account 1878—Wages,
Temporary Employees, Street
Tree\$1,700.00
\$2,700.00
To
Code Account 1856—Wages,
Regular Employees, Riverview
Park\$2,700.00

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 201.

No. 396

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums of money from certain appropriations to certain other appropriations of the Department of City Planning as follows:

From Appropriation No. 1108-B,
Miscellaneous Services, to Ap-
propriation No. 1111-F, Equip-
ment\$200.00
From Appropriation No. 1109-C,
Supplies, to Appropriation No.
1111-F, Equipment 275.00
From Appropriation No. 1109-C,
Supplies, to Appropriation No.
1110-F, Repairs 75.00

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 202.

No. 397

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Appropriation No. 1046-B Miscellaneous Services, Transit Commission, the sum of Two hundred (\$200) dollars to Appropriation No. 1047½ Transit Commission.

Passed October 10, 1921.

Approved October 13, 1921.

Resolution Book 5, Page 202.

No. 398

Whereas, in connection with the execution of the contract between the City of Pittsburgh and Mike Manella, for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin, extending along Independence street and Wabash street, from McKnight street to the existing 48 inch sewer on Wabash street at Plank street, it was found necessary to do certain extra work, which was not included in the contract and specifications for said work, and could not be allowed under the terms of said contract governing the allowance for extra work and the prices of material, amounting to \$496.00, as per bill accompanying the final estimate, now, therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in the amount of \$496.00, in favor of Mike Manella, in payment of extra work done on the contract for the construction of a 48 inch sanitary sewer in the Saw Mill Run Basin, extending along Independence street and Wabash street, from McKnight street to the existing 48 inch sewer on Wabash street at Plank street, and charge the same to contract No. 5476, Mayor's Office File No. 280.

Passed October 10, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 202.

No. 399

Whereas, in the prosecution of Contract No. 1115, Plumbing Work in Schenley Bath House, it was necessary to do extra work in the amount of Ten hundred sixty-four and 80/100 (\$1,064.80) dollars, which caused the final estimate to exceed the funds apportioned this contract by the sum of Ten hundred eleven and 80/100 \$1,011.80) dollars, and

Whereas, there is remaining in Bond Fund Appropriation No. 201, Playground Bonds, an unincumbered

balance in excess of said amount, therefore, be it

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of Ten hundred eleven and 80/100 (\$1,011.80) dollars from General Funds of Appropriation 201, Playground Bonds, to Contract 1115, Plumbing Work at the Schenley Bathhouse.

Passed October 10, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 203.

No. 400

Whereas, it became necessary to make immediate emergency repairs, involving the furnishing of a new high pressure Cylinder Liner for Pumping Engine No. 3 at Brilliant Pumping Station; and

Whereas, it being a vital element and it being impossible to procure the repair part from any other source except the Allis-Chalmers Co., makers, said Company was directed to furnish the necessary part and accessories at the earliest possible date; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Allis-Chalmers Manufacturing Company in the sum of Thirteen hundred thirty-six dollars and seventy-three cents (\$1,336.73), same being payment in full for all work of making, furnishing and delivering above repair parts, to be paid out of Water Bonds Appropriation No. 203.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 203.

No. 401

Resolved, That the Mayor be and is hereby authorized and directed to issue, and the City Controller to Countersign, warrants in favor of the following for services rendered to the Department of Public Safety, to-wit:

Schedule	Amount	No.
Animal Rescue League of Pittsburgh	\$2,180.01	1460

Philip Marmo	21.00	1459-M
Franklin Electric & Construction Co.,	55.69	1432
Animal Rescue League of Pittsburgh		1447
Shriver Stewart, Police Commissioner	1,084.68	Item-B
	5.25	1459-M

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 203.

No. 402

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Bain Wagon Company in the sum of Nine hundred forty-five (\$945.00) dollars, for three wagons for the Bureau of Parks, same to be chargeable to and payable from Code Account No. 1802, Bureau of Parks.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 204.

No. 403

Whereas, in the execution of the contract between the City of Pittsburgh and J. Toner Barr, for the reconstruction of sidewalk on Suburban Avenue Bridge over Cape May avenue, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as Extra Work; now therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of J. Toner Barr for the sum of Sixty-five (\$65.00) dollars for extra work done on said contract for the reconstruction of sidewalk on Suburban Avenue Bridge over Cape May avenue, and charge same to Code Account 1555-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 204.

No. 404

Whereas, The automobile owned by Dr. J. O. Donaldson, while parked in front of his office, 5529 Butler street, was struck by a city fire truck and damaged, thereby causing Dr. Donaldson to expend the sum of \$21.95 for repairs; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Dr. J. O. Donaldson in the sum of \$21.95 for expenses incurred in having his automobile, which was struck by a city fire truck, repaired and charge same to Appropriation No. 42, Contingent Fund.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 204.

No. 405

Whereas, due to failure of four pump cylinders at Greentree Pumping Station, immediate repairs became necessary, and as a reasonable quotation was secured from the pump builders, they were directed to furnish the necessary material, which was done; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Goulds Manufacturing Company in the sum of One thousand twenty-nine dollars fifty-five cents (\$1,029.55), same being payment in full for all work of making, furnishing and delivering repair parts for pump at Greentree Pumping Station and charge same to Water Bonds, Appropriation No. 203.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 205.

No. 406

Whereas, the City of Pittsburgh at No. 571 January Term, 1919, Docket "C", by petition had Viewers appointed on the opening of Amelia way, from the northerly line of William Duck-

ham's Plan of Lots to Coral street, including all damages due to the grade at which said highway is to be opened, in the Elgth ward, of the City of Pittsburgh, pursuant to an ordinance, approved September 23rd, 1918, opening the said Amelia way between the points referred to, and

Whereas, the Board of Viewers, after taking testimony, filed their report, including within the same Findings of Fact and Conclusions of Law, which stamped the said Amelia way a forty foot way dedicated by Peter Winter who, at one time, owned the property through which this Amelia way passed, which dedication was accepted on March 4th, 1882 by the City of Pittsburgh, and recorded in Recorder's Office on March 6th, 1882, in Plan Book Vol. 6, Page 263, and

Whereas, the said Board of Viewers, by its Findings of Fact and Conclusions of Law, declared the said Amelia way to be a forty foot way, thereby setting aside the proceedings of the City of Pittsburgh at the above number and term insofar as Amelia way was to be opened under the said ordinance of September 23rd, 1918, holding as a conclusion of law that "the said ordinance approved by the Mayor on the 23rd day of September, 1918, and recorded on the 23rd day of September, 1918, in Ordinance Book Vol. 29, page 639, providing for the opening of Amelia way, in the 8th Ward of the City of Pittsburgh, from the northerly line of William Duckham's Plan of Lots to Coral street, to a width of ten feet on either side of the center line of Amelia street, is invalid and void", and

Whereas, the said Viewers' report was filed on October 3rd, 1919 and confirmed nisi, and there being no exception led thereto the Court confirmed the said report absolutely on November 6th, 1919, thereby fixing the street or way at a width of forty feet between the above mentioned terminals, and

Whereas, John V. Hughes and Jane his wife, were the owners of a plot of ground situate at the corner of Amelia street or way, fronting on Coral street, and

Whereas, a strip of land 10.10 feet on Coral street and extending back a distance of 98.55 feet, has, since the year 1907, been erroneously assessed as part of the land of the said John V. Hughes and Jane, his wife, they having paid taxes on the said

strip from the year 1907, the time at which they took title to the said premises, unto and through the year 1919, and

Whereas, according to the dedication made prior to their purchase of the premises, they never had ownership of the said ten foot strip, which was included within the dedicated street or way, and which is now a part of the open 40 foot street or way, and

Whereas, the said John V. Hughes and Jane, his wife, are desirous of having the taxes paid by them on the said ten foot strip refunded, and by apportionment of the assessment of the said land from the year 1907 through the year 1919, the city taxes amounted to \$119.28, which said amount of taxes was inadvertently paid to the City of Pittsburgh, now therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant payable to John V. Hughes and Jane, his wife, in the sum of \$119.28, and charge the same to Appropriation No. 41.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 205.

No. 407

Whereas, on April 28, 1921, Harry Kinlin, aged 11 years, son of John and Gertrude Kinlin, who resides at 2525 Charles street, North Side, City, was leaning upon the railing around the entrance to the Comfort Station on Smithfield street, when said railing broke, permitting him to fall into the entrance, causing a compound fracture of the left femur, severe multiple lacerations to the right thigh and leg, severe concussion of the brain, multiple contusions of the body, and scalp lacerations; and

Whereas, said Harry Kinlin was removed in a taxicab to the Mercy Hospital, where he was confined until August 23, 1921, when he was discharged, on which date he was removed from said hospital to his home, 2525 Charles street, North Side, City, where he was confined to bed for several days, said confinement being due

to a swelling of the legs, and, at the present time, complains of pain, and is compelled to walk with the aid of a crutch; and

Whereas, by reason of said injury, the parents of said Harry Kinlin have been put to great expense for hospital and medical services rendered the said child, who, as a result of the injuries above referred to, will be permanently injured; therefore, be it

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in the sum of \$1,000.00 to such person or persons as may be designated and appointed Guardian by the Orphans' Court of Allegheny County of the said Harry Kinlin, upon presentation of proper authority, in writing, by said person or persons duly authorized and appointed Guardian of said Harry Kinlin, payment of said sum being in full settlement of any claim for damages against the City of Pittsburgh, arising out of said accident, and charge the same to Code Account No. 42 (Contingent Fund); and be it further

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of John and Gertrude Kinlin, parents of said Harry Kinlin, in the sum of \$750.00, being in full settlement of any and all claims for damages which they might have against the City of Pittsburgh, arising out of said accident to their son, Harry Kinlin, the same to be charged to Code Account No. 42 (Contingent Fund).

Passed October 17, 1921, by a two thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 206.

No. 408

Whereas, On March 6, 1921, Mrs. B. L. Levy of 430 Atwood street, City, in alighting from a street car at the corner of Forbes and Atwood streets, stepped into a hole or depression in the street, severely spraining her left ankle; and

Whereas, Claimant, in addition to expense incurred for medical attendance, had her wearing apparel badly torn, rendering same totally unfit for use; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. B. L. Levy in the sum of \$150.00 in settlement of all claims for damages against the City of Pittsburgh, arising out of this accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 207.

No. 409

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mannella Bros. for the sum of sixty-three dollars (\$63.00), and charge same to Appropriation No. 203, Water Bonds, Series "A," 1919, the said amount being full payment for extra labor furnished incident to Contract No. 1140 for the laying of water pipe lines on Braddock avenue, Biddle street, Flotilla way, etc.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 207.

No. 410

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Murphy Iron Works for fourteen hundred and sixty-one and 96/100 (\$1,361.96) dollars, for grate bars for Brilliant Pumping Station, same to be chargeable to and payable from Code Account 1756.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 208.

No. 411

Whereas, In carrying out the contract for repaving Frazier street, from

Ward street to Dawson street, it was necessary to have the contractor, M. O'Herron Company do certain extra work, consisting of furnishing material and placing concrete base three inches in width outside the line of pavement along the car rails, the price for which was not covered by the contract, and an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said extra work was completed at a cost of \$44.63; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of M. O'Herron Company for the sum of \$44.63, for extra work done on the contract for repaving Frazier street, from Ward street to Dawson street, and charge same to Contract No. 1131, on file in the City Controller's office.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 208.

No. 412

Whereas, In carrying out the contract for repaving Ward street, from Semple street to Frazier street, it was necessary for the contractor, M. O'Herron Company, to do certain extra work, consisting of furnishing material and placing concrete base three inches in width outside the line of pavement along the car rails, the price for which was not covered by the contract, and an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said extra work was completed at a cost of \$206.85; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of M. O'Herron Company for the sum of \$206.85, for extra work done on the contract for repaving Ward street, from Semple street to Frazier street, and charge same to Contract No. 1155, on file in the City Controller's office.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 208.

No. 413

Whereas, On June 16, 1921, Mrs. Jacob Pietrzak, in company with her sister and husband, was walking down Twentieth street on the South Side of the City of Pittsburgh, and on reaching the corner of Carson and Twentieth streets stepped on the lid of a sewer drop, which tilted, causing her to be projected into the sewer, cutting her right limb at the shin bone very badly; and

Whereas, Mrs. Jacob Pietrzak was confined to her home from June 26, 1921, until August 28, 1921; and

Whereas, By reason of said accident Mrs. Jacob Pietrzak has suffered great pain, due to her injury, and, in addition to having been put to great expense for medical attendance, was put to the expense of employing two women, one to take care of her and the other to take care of her house during the period which she was incapacitated and unable to perform her household duties; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Jacob Pietrzak in the sum of \$325.00 in full settlement of all claims for damages which she might have against the City of Pittsburgh, arising out of this accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 209.

No. 414

Whereas, In connection with the execution of the contract between the City of Pittsburgh and the Pittsburgh Paving Company, for the grading and paving of Clark way, between Miller street and Overhill street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed

under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$86.55, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 209.

No. 415

Whereas, In connection with the execution of the contract between the City of Pittsburgh and the Pittsburgh Paving Company for the grading, paving and curbing of Janero way, from Portland street to Mellon street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$42.75, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 210.

No. 416

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Rensselaer Valve Company for seven hundred and four (\$704.00) dollars for two 24-inch horizontal hub gate valves for the Bureau of Water, the same to be chargeable to and payable from Code Account 203-C.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 210.

No. 417

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Louis Ruhe in the sum of seventeen hundred and sixteen (\$1,716.00) dollars for animals for Highland Park Zoo, same to be chargeable to and payable from Code Account No. 1848.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 211.

No. 418

Whereas, Through an error in the Division of Permits, Department of Public Safety, Walter F. Weinz, 7217 Frankstown avenue, was charged \$13.40 for an electric sign, which should have been \$3.40,

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Walter F. Weinz for the sum of \$10.00 and charge the same to Code Account No. 42, Contingent Fund.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 211.

No. 419

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Wholesale Coal Company for three thousand and thirty-seven and 17/100 (\$3,037.17) dollars for coal for Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 211.

No. 420

Resolved, That the Director of the Department of Public Works shall be and he is hereby authorized and empowered to appoint and send two delegates each, from the Department of Public Works to attend and represent the City of Pittsburgh at the Convention of the American Society for Municipal Improvements to be held October 24 to 28, 1921, at Baltimore, Md., and at the meeting to discuss City paving to be held under the auspices of the Engineers' Club of Philadelphia October 20 and 21, 1921, at Philadelphia, Pa., and the Mayor and the Controller are hereby authorized and directed respectively to issue and countersign warrants in favor of the said delegates in payment of their necessary expenses incurred by attending the said convention and meeting, not exceeding in the aggregate the sum of two hundred seventy (\$270.00) dollars, and charge same to Code Account No. 42, Contingent Fund.

Passed October 17, 1921, by a two-thirds vote.

Approved October 20, 1921.

Resolution Book 5, Page 211.

No. 421

Whereas, The Volunteers of America, a religious and charitable organization, are the owners of property at 500 West North avenue, in the Twenty-second ward; and

Whereas, This organization feels that, on account of the good work it is doing for the poor in the City of Pittsburgh it should be relieved of the payment of taxes on this property; now, therefore, be it

Resolved, That the Collector of the Delinquent Taxes be and he is hereby authorized and directed to exonerate and cancel the assessment of \$439.40, taxes for the year 1921, against the property of the Volunteers of America, together with the penalty and interest thereon, amounting to \$17.50, and for so doing this shall be his authority.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 212.

No. 422

Whereas, Catherine E. Sharp by deed dated February 18, 1919, and recorded in the Recorder's office of Allegheny County in Deed Book Volume 1958, Page 94, became the owner of Lots Nos. 107 and 108 in Pleasant Hill Plan No. 1, recorded in the Recorder's Office of said county in Plan Book Volume 26, Page 109, said lots having a total frontage of sixty (60) feet on Middletown road; and

Whereas, liens were filed against said lots in the sum of \$300.00 each at Nos. 74 and 75 July Term, 1921, respectively, based on Viewers' proceedings at No. 2701 January Term, 1920, in the Court of Common Pleas of Allegheny County, Pennsylvania, in re the grading, paving and curbing of said Middletown road; and

Whereas, By said grading a cut of about twelve feet was made in front of said lots, and where the predecessor in title of said Catherine E. Sharp had waived and released damages for said grading, paving and curbing and the said Catherine E. Sharp had no knowledge of said waiver until after the improvement; and

Whereas, Said Catherine E. Sharp has suffered great injury to her property by reason of said grading and cut of twelve feet and is without redress by reason of said waiver; now, therefore, be it

Resolved, That the City Solicitor is hereby authorized and directed to satisfy the liens at Nos. 74 and 75 July Term, 1921, upon payment to the City of the sum of three hundred dollars.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 212.

No. 423

Whereas, The City of Pittsburgh, by Ordinance No. 542, approved December 21, 1917, authorized the grading, paving and curbing of Exeter street, from Greeneld avenue to Frank street, in accordance with the grade re-established on the said street by Ordinance No. 64, approved March 19, 1919; and

Whereas, Fred W. Jones is the owner of a vacant piece of property fronting thirty-seven feet on Exeter street, the said property being very steep, dropping some twenty feet to the rear of the lot from Exeter street; and

Whereas, The Board of Viewers at No. 1471 October Term, 1920, Docket "C," assessed the said lot benefits in the sum of \$375.00, which lot is designated on their benefit schedule as V-18, and which schedule was confirmed absolutely on February 8, 1921; and

Whereas, The said lot by reason of its hilly condition is not worth more than the amount of the assessment, and the same has not been benefited to the extent of \$375.00; the said lot being benefited not more than \$180.00; and

Whereas, The said Fred W. Jones is desirous of paying a reasonable assessment on the said lot, to wit, the sum of \$180.00; now, therefore, be it

Resolved, That the City Solicitor be and he is hereby authorized to cancel and satisfy the said assessment of \$375.00 upon payment being made by the said Fred W. Jones of the sum of \$180.00.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 213.

No. 424

Whereas, M. Mosurak, on behalf of Michael Kovaly, offers the City of Pittsburgh the sum of \$250.00 for Lot No. 95 on Geyer avenue, Twenty-seventh ward, City, bounded and described as follows: Beginning on east side of Geyer avenue at a point 65 feet north of Eckert street, thence extending northwardly 27.8 feet to Lot No. 96, thence eastwardly 90 feet to a pin, thence southwardly 25 feet to Lot No. 94, thence westwardly 110 feet to Geyer avenue, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to M. Mosurak, on behalf of Michael Kovaly, for the sum of \$250.00.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 213.

No. 425

Whereas, Ordinance No. 112, approved April 7, 1921, created the position of Inspector in the Bureau of Light; and

Whereas, There was no provision made for the necessary funds for this position; therefore, be it

Resolved, That the City Controller be and he is hereby authorized to transfer the sum of \$1,290.00 from the following code accounts:

\$290.00 from Code Account No. 1755, Supplies, Bureau of Water.

50.00 from Code Account No. 1770, Wages, Bureau of Light.

950.00 from Code Account No. 1773, Materials, Bureau of Light.

\$1,290.00 to Code Account No. 1768, Salaries, Regular, Bureau of Light.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 214.

No. 426

Whereas, An increased demand is being made upon the Department of Charities at this time to expend money for charitable purposes; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,000.00 from Code Account No. 42, Contingent Fund, to Code Account No. 1308, Department of Charities.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 214.

No. 427

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the following sums of money from

the Code Accounts hereinafter specified to certain other code accounts, to wit:

Amount.

From Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1429, Item B, Misc. Serv., General Office, Department of Public Safety..\$500.00

From Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1482, Item B, Misc. Serv. Bureau of Building Inspection 400.00

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 214.

No. 428

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of six hundred and ninety-eight (\$698.00) dollars from Code Account 1216, Salaries, Regular Employees, Division of Transmissible Diseases, to the following code accounts:

\$148.00 to Code 1201, Salaries, Regular Employees, General Office.

350.00 to Code 1207, Misc. Serv., Bureau of Infectious Diseases.

200.00 to Code 1224, Division of Bacteriology.

All in in the Department of Public Health.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 215.

No. 429

Whereas, There are not sufficient funds in Code Account 51-M to meet the payroll for compensation for one-half the increase of salaries as per Ordinance No. 229, approved July 23, 1919, due Mr. Robert Pollock, Filter Foreman, Bureau of Water; therefore, be it

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of \$48.18 from Code Account No. 42, Contingent Fund, to Code Account 51-M, to take

care of this amount, due Mr. Pollock, who was in the service and injured during the late war.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 215.

No. 430

Whereas, The Bureau of Engineering has been authorized to appoint additional employees to assist in the prosecution of a greatly increased program of public improvements, wherefore it becomes necessary to purchase additional equipment and supplies for the accommodation and use thereof; and

Whereas, It is estimated that an additional aggregate sum of eighteen hundred (\$1,800.00) dollars will be required in the proper code accounts of the Bureau of Engineering to pay for the cost thereof; and

Whereas, There is remaining in Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," an unencumbered balance in excess of the aforesaid required additional sum; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sums of sixteen hundred (\$1,600.00) dollars and two hundred (\$200.00) dollars from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," and to credit same respectively to Code Accounts Nos. 1522-F, Equipment, and 1519-C, Supplies, General Office, Bureau of Engineering.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 215.

No. 431

Whereas, In anticipation of a certain surplus remaining in Bigelow Boulevard Improvement Bonds, Appropriation No. 191, after payment of the final estimate for work done under Contract No. 5305, Mayor's Office File No. 273, entered into with M. O'Herron Company, for grading the hillside, building retaining walls and otherwise improving Bigelow boulevard between Tunnel street and

Craig street, etc., certain sums aggregating \$35,500.00 were appropriated from the unencumbered balance remaining in this fund for work to be done under separate contracts for completing the improvement of this boulevard; and

Whereas, The extra work bids finally agreed upon and approved by the Director of the Department of Public Works causes the final estimate for this contract to exceed the funds available in Bond Fund Appropriation No. 191 by the sum of \$5,000.00; and

Whereas, There is an unencumbered balance remaining in Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," in excess of the aforesaid deficit; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$5,000.00 from Code Account No. 1591-E, "Restoration Bigelow Boulevard at Kirkpatrick Street," and to credit same for the payment of the final estimate for Contract No. 5305, Mayor's Office File No. 273, entered into with M. O'Herron Company for grading of hillside, building of retaining wall, laying of sidewalks, curbing and otherwise improving Bigelow boulevard between Tunnel and Craig street, etc.

Passed October 17, 1921.

Approved October 20, 1921.

Resolution Book 5, Page 216.

No. 432

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of John A. Flaherty, a hoseman in the Bureau of Fire, for the sum of \$612.14 covering time lost by him during the months of May, June, July, August, September and October, 1921, by reason of injuries received while playing baseball in the Bureau of Fire Baseball League, and charge the same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed October 24, 1921, by a two-thirds vote.

Approved October 26, 1921.

Resolution Book 5, Page 216.

No. 433

Whereas, On Sunday morning, June 19, 1921, Mrs. J. A. Kennedy of 3100 Sacramento street, Twentieth ward, City, with her two daughters, was walking along the boardwalk on the right hand side of Strickler street on her way to church, when Mrs. Kennedy stepped on a loose board in said walk, the end of which flew up, striking her in the face, breast and abdomen, resulting in an injury; and

Whereas, Mrs. Kennedy, as a result of said accident, was confined to bed for several days, suffering great pain from the injuries sustained, and is at the present time incapacitated and under the care of a physician; and

Whereas, As a further result of said accident, in addition to having been put to considerable expense for medical attendance, the injury which claimant suffered may necessitate an operation; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mr. and Mrs. J. A. Kennedy in the sum of \$150.00 in settlement of Mrs. Kennedy's claim for injuries received, and the claim of Mr. Kennedy for money expended by him for medical services rendered his wife, the payment of which said sum to claimants being in full settlement of any claim for damages which they might have against the City of Pittsburgh, arising out of this accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed October 24, 1921, by a two-thirds vote.

Approved October 26, 1921.

Resolution Book 5, Page 217.

No. 434

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ludlow Valve Manufacturing Company in the sum of twenty-eight hundred seventy-five and 75/100 (\$2,875.75) dollars for hydrants and parts for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Passed October 24, 1921, by a two-thirds vote.

Approved October 26, 1921.

Resolution Book 5, Page 217.

No. 435

Whereas, F. J. Pfeiffer, a painter in the employ of Department of Public Works, Bureau of Parks, on July 27, 1920, met with an accident while working in the Palm House, Schenley Park, falling from the roof of said Palm House and injuring himself to such an extent that he was unable to go to work until April 4, 1921, a period of one hundred and ninety-one working days; and

Whereas, By reason of said accident Mr. Pfeiffer has been put to considerable expense for medical service and loss of time on account of said injury; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mr. F. J. Pfeiffer in the sum of one thousand (\$1,000.00) dollars, in full settlement of all claims for damages arising out of said accident and charge the same to Code Account No. 42, Contingent Fund.

Passed October 24, 1921, by a two-thirds vote.

Approved October 26, 1921.

Resolution Book 5, Page 218.

No. 436

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of G. F. Wagner, Freight Agent, Pennsylvania Railroad, Sixteenth Street Freight Station, in the sum of five thousand three hundred fifty-four and 76/100 (\$5,354.76) dollars, for demurrage, freight and reconsignment charges at the Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Passed October 24, 1921, by a two-thirds vote.

Approved October 26, 1921.

Resolution Book 5, Page 218.

No. 437

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of E. S. Whitehouse, Freight Agent, Pennsylvania Railroad, Aspinwall, Pa., in the sum of three thousand three (\$3,003.00) dollars, for demurrage at the Ross and Aspinwall Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Passed October 24, 1921, by a two-thirds vote.

Approved October 26, 1921.

Resolution Book 5, Page 218.

No. 438

Resolved, That the City of Pittsburgh accept from William M. Hall, Attorney, two hundred and fifty (\$250.00) dollars in full settlement and payment of lien No. 39, M. L. D. No. 7, C. P. No. 3 February Term, 1910, City of Pittsburgh vs. Provident Company, upon property described as follows: Begin S. W. side Gidding at corner Perrine, Edmondson, Dryden and Chambers lot, thence along said Gidding street 120 feet to corner Byers lot, thence extending back 115 feet, more or less to an alley; and that the City of Pittsburgh accept from William M. Hall, Attorney, two hundred and fifty (\$250.00) dollars in full settlement and payment of lien No. 40, M. L. D., No. 7, C. P. No. 3, February Term, 1910, upon property described as follows: Begin S. W. side Gidding street at corner Irwin's lot; thence along said Gidding street 120 feet to corner William's lot and thence extending back 115 feet, more or less to alley; and upon the payment of said two hundred and fifty (\$250.00) dollars as to each of said liens the City Solicitor is authorized and directed to satisfy the lien in each case.

Passed October 24, 1921.

Approved October 26, 1921.

Resolution Book 5, Page 219.

No. 439

Whereas, John Ringloff, Jr., 18 Gregory street, Seventeenth ward, City, has offered the City of Pitts-

burgh the sum of \$450.00 for Lot No. 8 in E. M. Yard's Plan of Sugar Grove, located on Gregory street, bounded and described as follows: Beginning on the south side of Gregory street at the corner of Lot No. 7 in said plan, thence extending eastwardly 20 feet to Lot No. 9 in said plan, thence southwardly 85.69 feet to Magnolia street, thence westwardly 20 feet to Lot No. 7 in said plan, thence northwardly 85.69 feet to Gregory street the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to John Ringloff, Jr., for the sum of \$450.00.

Passed October 24, 1921.

Approved October 26, 1921.

Resolution Book 5, Page 219.

No. 440

Whereas, James P. Naughton has offered the City of Pittsburgh the sum of \$300.00 for Lots Nos. 374, 380 and 381 in the Duquesne Park Plan, old Fifteenth ward of the City of Allegheny and now Twenty-sixth ward of the City of Pittsburgh, bounded and described as follows:

Lot beginning on the southerly side of Wabash avenue 176.46 feet south of Stillwell (formerly Seloma) street; thence south along Wabash avenue 35.29 feet to a point; thence eastwardly 149.81 feet to Stillwell (formerly Seloma) street; thence northwardly 25 feet to a point; thence westwardly 124.84 feet to the place of beginning, being Lot. No. 380.

Lot beginning on the southerly side of Wabash avenue 141.17 feet southwestwardly from Stillwell (formerly Seloma) street; thence southwestwardly along Wabash avenue 35.29 feet to a point; thence eastwardly 124.84 feet to Stillwell (formerly Seloma) street; thence northwardly 25 feet to F. W. Stadlander's property; thence westwardly 99.87 feet to the place of beginning, being Lot. No. 381.

Lot beginning on the southerly side of Wabash avenue 211.75 feet southwestwardly from Stillwell (formerly Seloma) street; thence southwestwardly along Wabash avenue 46.35 feet to S. B. Jenkin's line; thence eastwardly along said line 75.45 feet to a point; thence north 50 feet to a

point; thence westerly 39.75 feet to the place of beginning, being Lot No. 374; and

Whereas, The above described lots formerly belonged to James P. Naughton; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the abovementioned lots to James P. Naughton for the sum of \$300.00.

Passed October 24, 1921.

Approved October 26, 1921.

Resolution Book 5, Page 219.

No. 441

Whereas, In order to meet contract for the necessary license plates and pre-billing for the ensuing year; and

Whereas, There remains to the credit of certain appropriations a sufficient sum to transfer the necessary amount.

Resolved, That the Controller shall be and is hereby authorized to make the following transfers of appropriations, to-wit:

From Appropriation 1062, Miscellaneous, Department of City Treasurer, \$1,500.00, to Appropriation 1063, Supplies, Department of City Treasurer.

Passed October 24, 1921.

Approved October 26, 1921.

Resolution Book 5, Page 220.

No. 442

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of fourteen thousand (\$14,000.00) dollars from Code Account No. 1466, Item E, Repairs, Department of Public Safety, Bureau of Fire, to Appropriation No. 42, Contingent Fund.

Passed October 24, 1921.

Approved October 26, 1921.

Resolution Book 5, Page 220.

No. 443

Whereas, Several of our supplies, materials and equipment accounts show a deficit; and

Whereas, To settle bills charged against these accounts it will be necessary to reimburse these accounts; and

Whereas, In several other accounts there appear balances; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums, to wit:

From:

Code Account 1787, Salaries, Regular Employes, Schenley Nursery	\$ 125.00
Code Account 1797, Wages, Regular Employes, Schenley Stables	260.00
Code Account 1812, Salaries, Regular Employes, North Side Conservatory	54.00
Code Account 1818, Repairs, North Side Conservatory.....	100.00
Code Account 1836, Wages, Regular Employes, Highland Stables	190.00
Code Account 1872, Misc. Serv., West Park	350.00
Code Account 1877, Salaries, Regular Employes, Street Tree Division	16.40
	\$1,095.40

To:

Code Account 1783, Supplies, Schenley Park	\$ 200.00
Code Account 1786, Equipment, Schenley Park	100.00
Code Account 1793, Supplies, Golf Grounds	50.00
Code Account 1794, Materials, Golf Grounds	20.00
Code Account 1808, Materials, Schenley Conservatory	100.00
Code Account 1810, Equipment, Schenley Conservatory	2.40
Code Account 1819, Equipment, North Side Conservatory.....	15.00
Code Account 1823, Supplies, Small Parks	68.00
Code Account 1826, Equipment, Small Parks	90.00
Code Account 1832, Materials, Highland Park	50.00
Code Account 1859, Supplies, Riverview Park	150.00
Code Account 1860, Materials, Riverview Park	200.00
Code Account 1873, Supplies, West Park, N. S.	50.00
	\$1,095.40

Passed October 24, 1921.
Approved October 26, 1921.
Resolution Book 5, Page 221.

No. 444

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of one hundred and fifty (\$150.00) dollars from Code Account No. 1053, Registrar's Fees and Debt Statements, to Code Account No. 1050, Supplies, Department of the Controller.

Passed October 24, 1921.
Approved October 26, 1921.
Resolution Book 5, Page 221.

No. 445

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of ten thousand (\$10,000.00) dollars from Appropriation No. 1080, Preparing and prosecuting litigation against Public Service Companies, to Appropriation No. 42, Contingent Fund.

Passed October 24, 1921.
Approved October 26, 1921.
Resolution Book 5, Page 222.

No. 446

Whereas, Upon title examination of a lot, 25 feet on Curtin street, running backed to Cardiff way in the Eighteenth ward, City of Pittsburgh, being the same lot which John W. Long and Mary Long, his wife, offered \$800.00 to the City of Pittsburgh, providing the same was free of all liens and encumbrances, it was found that County taxes in the sum of \$30.36 remained unpaid by the City of Pittsburgh.

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant for \$30.36 in favor of Joseph G. Armstrong, Treasurer of Allegheny County, and charge same to Code Account No. 4.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.
Resolution Book 5, Page 222.

No. 447

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Henry Bartels, in the sum of five hundred fifty (\$550.00) dollars for one (1) male chimpanzee, same to be chargeable to and payable from Code Account No. 1848.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.
Resolution Book 5, Page 222.

No. 448

Whereas, Edith Boyd, employed as a stenographer-clerk in the General Office of the Bureau of Highways and Sewers, by reason of an affection of the eyes, has been unable to perform her duties and it has been necessary to employ temporarily a stenographer-clerk in this position; and

Whereas, Under the provisions of the ordinance fixing the number of officers and employees of all departments of the City of Pittsburgh, it is not permissible to compensate the said Edith Boyd for the period of time in which her position is being filled by a stenographer-clerk temporarily appointed, to wit: From August 1, 1921, to October 31, 1921.

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Edith Boyd in the sum of four hundred and twenty-three (\$423.00) dollars, being the amount of salary she would have received from August 1, 1921, to October 31, 1921, as stenographer-clerk in the General Office of the Bureau of Highways and Sewers and charge the same to Appropriation No. 42.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.
Resolution Book 5, Page 223.

No. 449

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Kelleher and

Welsh, contractors for the grading of Beechview Playgrounds, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract; and

Whereas, The said work in connection with the grading of Beechview Playgrounds as per order approved October 7, 1921, was properly executed amounting to \$611.80, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Kelleher and Welsh for the sum of \$611.80, for extra work done on the contract for the grading of Beechview Playgrounds and charge the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.

Resolution Book 5, Page 223.

No. 450

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Ludlow Valve Manufacturing Company in the sum of eight hundred eighty-five (\$885.00) dollars, in payment of gate valves for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.

Resolution Book 5, Page 224.

No. 451

Whereas, In the execution of the contract between the City of Pittsburgh and McClintock-Marshall Company, for the Reconstruction of Center Avenue Bridge over the P. R. R. Contract No. 1, Structural Steel, it was necessary to do certain additional work not provided for in the contract, and to pay the cost of same as extra work; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of McClintock-Marshall Company for the sum of one hundred and fifty-five dollars and ninety-one cents (\$155.91) for work done on said contract for the Reconstruction of Center Avenue Bridge, over the P. R. R., Contract No. 1, Structural Steel, and charge same to Code Account No. 204, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.

Resolution Book 5, Page 224.

No. 452

Whereas, In connection with the execution of the contract between the City of Pittsburgh and the M. O'Herron Company for the grading, paving and curbing of Beechwood boulevard, from Penn avenue to Fifth avenue, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$675.10, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.

Resolution Book 5, Page 224.

No. 453

Whereas, In carrying out the contract for repaving Liberty avenue from Forfar street to Main street, it was necessary to have the contractor for the street repaving, M. O'Herron Company, do certain extra work consisting of various items of work which were not covered by the con-

tract and for which an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said work was completed at a cost of \$1,817.06; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of M. O'Herron Company for the sum of \$1,817.06 for extra work done on the contract for repaving Liberty avenue, from Forfar street to Main street, and charge same to Contract No. 944, on file in the City Controller's office.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.

Resolution Book 5, Page 225.

No. 454

Whereas, The contract of John F. Casey Company for making repairs preliminary to the restoration of Bigelow boulevard at Kirkpatrick street is now completed and it is found that an additional amount of \$4,123.00 is necessary for the final estimate on this contract; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$4,123.00 from the General Fund in Code Account 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," to Contract No. 5606, John F. Casey Company, Mayor's Office File No. 286, executed on May 31, 1921, and further be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said additional work.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.

Resolution Book 5, Page 225.

No. 455

Whereas, The United Veterans of Pittsburgh propose to have a parade on Armistice Day, to which soldiers of all organizations are invited to participate; and

Whereas, The United Veterans of Pittsburgh has requested an appropriation of \$2,500.00 to help defray expenses of a parade on November 11, Armistice Day; therefore, be it

Resolved, That the sum of \$2,500.00 is hereby appropriated for the said purpose and the Mayor is hereby authorized and directed to issue, and the City Controller to countersign a warrant or warrants aggregating the sum of \$2,500.00 upon the production and proper audit of vouchers for said expense, and charge the same to Appropriation No. 42, Contingent Fund.

Passed October 31, 1921, by a two-thirds vote.

Approved November 3, 1921.

Resolution Book 5, Page 226.

No. 456

Whereas, The appropriations for supplies in the several code accounts below set forth for the Bureau of Highways and Sewers, Department of Public Works, have been expended and it is necessary to provide additional funds to meet the demands upon these functions.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Code Account No. 1610-G, Plug Connections, to the certain specified code accounts, the following sums of money:

From Code Account No. 1610-G,
Plug Connections, Bureau
Highways and Sewers, to
Code Account No. 1604, Sup-
plies, General Office\$ 300.00

From Code Account No. 1610-G,
Plug Connections, Bureau
Highways and Sewers, to
Code Account No. 1614, Sup-
plies, Stables and Yards..... 245.15

From Code Account No. 1610-G,
Plug Connections; Bureau
Highways and Sewers, to
Code Account No. 1623, Sup-
plies, Cleaning Highways..... 600.00

Total\$1,145.15

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 226.

No. 457

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$160.00 from Code Account No. 1481, Item A-1, Salaries, Regular Employees, Bureau of Building Inspection, to Code Account No. 1483, Item C, Supplies, Bureau of Building Inspection.

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 226.

No. 458

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of fifty-four hundred and ninety-five (\$5,495.00) dollars to Code Account No. 1239, Supplies, Municipal Hospital, from the following code accounts:

Code 1206, Salaries, Regular Employees, Bureau of Infectious Diseases	\$ 118.00
Code 1216, Salaries, Regular Employees, Div. Transmissible Diseases	1,077.00
Code 1217, Wages, Temporary Employees, Div. Transmissible Diseases	2,800.00
Code 1235, Salaries, Regular Employees, Municipal Hospital	2,800.00
	\$5,495.00

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 227.

No. 459

Whereas, There are not sufficient funds in Code Account No. 1771, Miscellaneous Services, Bureau of Light, to meet the bill rolls for the balance of this year; and

Whereas, There are unencumbered balances in several of the Code Accounts of the Bureau of Light; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$100.00

to Code Account No. 1771, Miscellaneous Services, Bureau of Light, from the following code accounts:

Code Account No. 1773, Materials, Bureau of Light.....	\$ 14.00
Code Account No. 1774, Repairs, Bureau of Light	86.00
	\$100.00

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 227.

No. 460

Whereas, There was no fund transferred from the General Fund in Code Account No. 1709, "Repairs to South Side Market," to take care of Resolutions No. 360 and No. 372, approved October 13, which provided for the payment of extra work on Contracts No. 1169 and 1180; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$108.00 from the General Fund in Code Account No. 1709 "E" to the following contracts in Code Account No. 1709 "E."

\$ 8.00 to Contract No. 1169, Robert A. Thompson.

100.00 to Contract No. 1180, D. Collins Company.

\$108.00 Total.

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 227.

No. 461

Whereas, Karl O. F. Schramm of 5227 Butler street, City, in behalf of Peter Kuzera, offers the City of Pittsburgh the sum of \$1,250.00 for Lot No. 42, in Christian Siebert's Plan, located on McCandless street, Tenth ward, City, bounded and described as follows: Beginning on the westerly side of McCandless street at a distance of 90 feet northwardly from Butler street, thence westwardly 88.84 feet to a 20-foot alley, thence northwardly 21.72 feet to Lot. No. 43, thence eastwardly 94.37 feet to McCandless street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Peter Kuzera for the sum of \$1,250.00.

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 228.

No. 462

Whereas, R. J. McMeekin of 4632 Penn avenue, City, has offered the City of Pittsburgh the sum of \$400.00 for Lots Nos. 4, 5, 6 and 7 in Schenley View Plan of Lots, situate on Breesport street, Tenth ward, City, bounded and described as follows: Beginning on the northwest side of Breesport street at a point 125 feet northeast of the corner of Breesport and Mathilda streets, thence extending northeastwardly 80 feet to Lot No. 8 in said plan, thence northwestwardly 110 feet, more or less, to Stieb alley, thence southwestwardly 80 feet to Lot No. 3 in said plan, thence southeastwardly 110 feet, more or less, to Breesport street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to R. J. McMeekin for the sum of \$400.00.

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 228.

No. 463

Whereas, George J. Kambach, Attorney for John J. Uetz, offers the City of Pittsburgh the sum of \$100.53 for Lot No. 100 in the Homestead Bank Plan, located in the Fourteenth ward, City, bounded and described as follows: Beginning on the east side of Cash way at a point 180 feet north of the corner of Cash way and Commercial street, thence extending northwardly 60 feet to a pin, thence westwardly 21 feet to a pin, thence southwardly 65 feet to Lot No. 99 in said plan, thence westwardly 46 feet to Cash way, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed

to execute and deliver a deed for the aforementioned property to George J. Kambach in behalf of John J. Uetz for the sum of \$100.53.

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 228.

No. 464

Whereas, Ordinance Bill No. 248, Series 1913, approved June 13, 1913, whereby the City accepted a deed of dedication bearing the date of February 18, 1913, for certain strips or pieces of ground marked and reserved by the Beechwood Improvement Company, Ltd., in several plans of lots laid out by the said Beechwood Improvement Company, Ltd., in the Nineteenth ward; and

Whereas, At proceedings filed at No. 662 January Term, 1921, for the grading, paving and curbing of Methyl street, the Beechwood Improvement Company, Ltd., was assessed for two lots having a frontage on either side of five (5) feet, and extending back 100 feet, the sum of \$110.00; and

Whereas, The above described property is against a five-foot sewer reserve under the deed of dedication accepted by the City of Pittsburgh by the above-mentioned ordinance; now, therefore, be it

Resolved, That the said Beechwood Improvement Company, Ltd., be and it is hereby exonerated and exempted from the said assessment of one hundred ten (\$110.00) dollars and interest for the grading, paving and curbing of Methyl street, and the City Solicitor is hereby directed not to file any lien on account therefor.

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 229.

No. 465

Whereas, Council has agreed from time to time to exonerate the Peoples Baths from City taxes; and

Whereas, Through some oversight the water taxes for the years 1920 to 1921 were not exonerated; therefore, be it

Resolved, That the Board of Water Assessors shall be and are hereby instructed to exonerate the water rents on property occupied by the Peoples Baths at 1906 Penn avenue for the years 1914 to 1921 inclusive and for so doing this shall be their full warrant and authority.

Passed October 31, 1921.

Approved November 3, 1921.

Resolution Book 5, Page 229.

No. 466

Whereas, The War Department of the Government of the United States has made an order requiring Allegheny County, the owner of the Sixth, Seventh and Ninth Street Bridges over the Allegheny river in the City of Pittsburgh to raise said bridges to such an elevation as will permit more clearance for navigation on said river; and

Whereas, The County Commissioners of Allegheny County are submitting to the voters of said county, a \$3,500,000 bond loan for their approval to be voted for on November 8th, 1921, the proceeds of the same to be used for the reconstruction of said bridges; and

Whereas, such bridge raising may entail heavy damages to property on the street approaches on both sides of said river according to the grade determined upon for said bridges which said property damages estimated at many millions of dollars, would fall upon the city of Pittsburgh; and

Whereas, The Councilmanic bond borrowing power is exhausted and the people's bond borrowing power has a margin of only \$4,642,727.19; now, therefore, be it

Resolved, By the City Council of the City of Pittsburgh that the Secretary of War be respectfully requested to suspend such order upon the County Commissioners of Allegheny County for such bridge raising until the subject be further inquired into and particularly until the City of Pittsburgh and the County of Allegheny have opportunity to agree upon the type and design of such bridges, the grade thereon, as well as a policy with reference to the approaches thereof; and be it further

Resolved, That a copy of this resolution be presented to the Secretary of War.

Passed November 7, 1921.

Approved November 9, 1921.

Resolution Book 5, Page 230.

No. 467

Whereas, on Thursday, November 10, 1921, Ferdinand Foch, Marshal of France, formerly Commander-in-Chief of the Allied Armies in the Great World War, is to honor the City of Pittsburgh with his presence; and

Whereas, The City of Pittsburgh recognizes Ferdinand Foch, Marshal of France, as the peer of any military leader, past or present; and

Whereas, The whole world is deeply indebted and deeply grateful to Ferdinand Foch, Marshal of France, for the result achieved by his leadership and military genius; now, therefore, be it

Resolved, By the Council of the City of Pittsburgh, that the City of Pittsburgh extends to this great man, Ferdinand Foch Marshal of France, a most cordial and heartfelt welcome; and, be it further

Resolved, That the Government of the City of Pittsburgh, and every official and employe thereof, be and they are hereby authorized and directed to leave nothing undone to make the official welcome, of Ferdinand Foch, Marshal of France, complete in every particular; and, be it further,

Resolved, That the Mayor be and he is hereby authorized and directed to place Ferdinand Foch, Marshal of France, in supreme command of Pittsburgh's civic soldiers, the police forces of the City of Pittsburgh, during his stay; And, be it further

Resolved, That an engrossed copy of this Resolution, duly presented and passed in Council and approved by the Mayor, be and the same is hereby directed to be delivered to Ferdinand Foch, Marshal of France, upon his arrival in the City of Pittsburgh.

Passed November 7, 1921.

Approved November 9, 1921.

Resolution Book 5, Page 230.

No. 468

Whereas, in the prosecution of Contract No. 1044, Alterations to Refrigerating Machine in Diamond Market, it was found necessary after test operation of new brine pumps, to change the motor from 15 Horse-power, as specified, to 20 Hores-power, Therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Baker-Smith Company for the sum of Two hundred ninety-two (\$292.00) dollars for extra work on their contract for Alterations to Refrigerating Machine at Diamond Market, and charge same to Contract No. 1044, Appropriation 1687.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921,

Resolution Book 5, Page 231.

No. 469

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Harland Bartholomew, Consulting Engineer, for Three hundred four and 32/100 (\$304.32) dollars for services rendered to the Department of City Planning, in a consulting capacity, during the month of October, 1921 and charge the same to Code Account 1108-B, Miscellaneous Services, Department of City Planning.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 32, Page 231.

No. 470

Whereas, On August 5, 1921, automobile fire truck No. 9 while answering an alarm of fire, ran wild on Homewood avenue by reason of the steering knuckle breaking, and ran into an automobile owned by George Cook, injuring the same to repair which cost Two hundred and fifty-nine dollars and eighteen cents (\$259.18); therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed

to issue and the City Controller to countersign a warrant in favor of George Cook in the sum of Two hundred fifty-nine dollars and eighteen cents (\$259.18), and charge the same to Appropriation No. 42, (Contingent Fund).

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 231.

No. 471

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following person and firms for work performed in the Department of Public Safety, and charge the amounts to the appropriation items shown below:—

Schedule	Amount	Approp. No.
August Conradis	\$112.48	1466
Morganstern Electric Company	66.00	1466
McFadden & Craig Company	21.00	1466

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 232.

No. 472

Whereas in the prosecution of Contract No. 1181, Shelter Sheds at Soho, Bergwin, Garfield and Lawrence Playgrounds, it was deemed advisable to do extra work, which was the painting of said shelter sheds not included in the contract, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Thos. Coutts Company for the sum of Two hundred twenty (\$220.00) dollars payment for extra work on their contract for construction of Shelter Sheds at Soho, Burgwin, Garfield and Lawrence Playgrounds and charge same to Appropriation 201, Playground Bonds.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 232.

No. 473

Whereas, in the Prosecution of Contract No. 1115, Plumbing Work at the Schenley Park Bathhouse, it was necessary to do certain extra work in the amount of One thousand sixty-four and 80/100 (\$1,064.80) dollars, which was not included in the contract, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of John A. Galbreath in the amount of \$1,064.80 for extra work on his contract, Plumbing Work at Schenley Park Bathhouse, and charge same to Contract No. 1115, Appropriation 201, Playground Bonds.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 233.

No. 474

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. M. S. Gray, Treasurer, Montrose Camp Account, for \$150.99, covering deficit for the year 1920 and the year 1921, summer camp at Montrose Station and charge same to Code Account No. 1908 "Supplies", Bureau of Recreation.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 233.

No. 475

Whereas, On August 5th, 1921, Mr. S. H. Krell was standing on Homewood avenue in front of his place of business, when Fire Truck No. 9, while answering an alarm of fire, was traversing Homewood avenue, the steering knuckle broke, causing the truck to run wild. It ran into an automobile which was upset and crushed Mr. Krell. Mr. Krell was removed to the Columbia Hospital where his cuts and bruises were treated, and

Whereas, Mr. Krell was put to extraordinary expense, having to employ

two nurses in addition to the Hospital bill, he was also compelled to employ an extra clerk in his shoe store and an extra clerk on Saturday and other sundry expenses, and

Whereas, Mr. Krell feels that the City of Pittsburgh should reimburse him for the money he has expended and also for the pain and suffering and loss of time; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of S. H. Krell in the sum of Four hundred and twenty-one and 75/100 (\$421.75) dollars, in full settlement of all claims for damages which he might have against the City of Pittsburgh arising out of this accident, and charge the same to Code Account No. 42, Contingent Fund.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 233.

No. 476

Whereas, in the prosecution of Contract No. 1062, Plumbing Work in the Sheridan Bathhouse, it was deemed advisable to do certain extra work which was the furnishing and installing of a hot water system not included in the contract; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of Maurice S. Martin for the sum of Six hundred seventy-nine (\$679.00) dollars for extra work on his contract for Plumbing Work at the Sheridan Bathhouse, same to be charged to Contract No. 1062, Appropriation 201, Playground Bonds.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 234.

No. 477

Whereas, the Salary Ordinance provides for 10 months services during the year of 1921, for the position of Female Supervisor of Physical Training, and

Whereas, It is the desire of the Bureau of Recreation that the services of the Female Supervisor of Physical Training be continued to the end of the year, now, therefore, be it

Resolved, That the position of Female Supervisor of Physical Training be continued to December 31, 1921, and further, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the above position until December 31, 1921, and charge same against Code Account No. 1905 "Salaries Regular Employees."

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 234.

No. 478

Whereas, Nellie McCarthy, an employee of the Bureau of Child Welfare, Department of Public Health, on account of sickness was given a leave of absence, with pay, for a period of three months; and

Whereas, said Nellie McCarthy is now at Saranac Lake, N. Y., for medical treatment, and it is desirable that she remain there for a further period, therefore, be it

Resolved, That the Director of the Department of Public Health be authorized and directed to extend to Nellie McCarthy a further leave of absence of three months from November 12th, 1921, with pay; and be it further

Resolved, That the Mayor be and he is hereby authorized to issue and the Controller to countersign warrants in favor of Nellie McCarthy, the same to be charged to Salaries, Regular Employees, Code Account No. 1243, Bureau of Child Welfare, Department of Public Health.

Passed November 7, 1921, by a two-thirds vote.

Approved November 12, 1921.

Resolution Book 5, Page 234.

No. 479

Whereas, the City of Pittsburgh owns a piece of property in the City

of Pittsburgh, located at South 22nd and Sidney streets, situate at the southwest corner of the First Voting District of the 16th Ward, and known as the "Ormsby Playground House"; and

Whereas, the County of Allegheny desires the use of two rooms in said house for the purpose of holding therein all registrations, primaries and elections now or hereafter required by law to be held in said voting district for and during a period of three (3) years from the date hereof, unless said voting place shall be legally changed during the said term, which said change shall terminate the lease; and

Whereas, the City of Pittsburgh at present derives no revenue from said property because of its unimproved condition; and

Whereas, the County of Allegheny, through its Commissioners, have improved said property to the extent of \$250.00, including equipment for electric light and heat, thereby making the property useful to the Bureau of Recreation, be it

Resolved, That the Mayor of the City of Pittsburgh and the Director of the Department of Public Works be authorized, empowered and directed to enter into a suitable and proper lease with the County Commissioners of Allegheny County for the rental of said property for a period of three (3) years from the date hereof, under the conditions set forth above, for the purpose of holding in said property all registrations, primaries and elections as are now required by law or which may be required by law during the term of the lease.

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 235.

No. 480

Whereas, the City of Pittsburgh owns certain property in the City of Pittsburgh, located at South 22nd and Sidney streets, situate at the southwest corner of the First Voting District of the 16th Ward, and known as the "Ormsby Playground House"; and

Whereas, the Chamber of Commerce of the City of Pittsburgh desires to use said property for the purpose of

conducting night classes in the instruction of Americanization work, under the supervision of said Chamber of Commerce and is willing to expend \$240.00 each year on said property as a consideration for its use; and

Whereas, the City derives no revenue from said property due to its unimproved condition, and cannot use said property in its present condition for Play and Recreation purposes; and

Whereas, the property will be improved, repaired and made desirable for use of the said Chamber of Commerce of the City of Pittsburgh, and also for the Bureau of Recreation at no expense to the City; therefore, be it

Resolved, That the Mayor of the City of Pittsburgh and the Director of the Department of Public Works are hereby empowered, authorized and directed to lease to the Chamber of Commerce of the City of Pittsburgh the property described above for a period of three (3) years from the date hereof subject, however, to the rights of the County Commissioners to use said property for the purpose of registration, primary and general elections, as provided for in a separate lease for the purpose under even date thereof.

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 235.

No. 481

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of Eighteen thousand five hundred (\$18,500.00) dollars from Code Account 48 to Code Account 1142, Board of Water Assessors for the payment of water rents due to the South Pittsburgh Water Company for part payment of the last quarter of 1921.

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 236.

No. 482

Whereas, in the contract of D. Collins Company, for making repairs to the McFarren Avenue Bridge, over

Nine Mile Run, it was found necessary to place additional concrete in the abutment to such an extent as to leave sufficient funds for the proper completion of the contract, and it is now necessary to do approximately One thousand (\$1,000.00) dollars worth of work to place the bridge in a sound condition, now, Therefore, be it

Resolved, That the City Controller be, and he is hereby, authorized and directed to transfer the sum of \$1,000.00 from Code Account No. 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering, to Contract No. 5676, D. Collins Company, Mayor's office file No. 290, executed September 30, 1921, and further, be it

Resolved, That the Mayor and the City Controller shall be, and they are hereby, authorized and directed respectively to issue and countersign warrants drawn on said fund for the payment of the cost of said additional work.

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 236.

No. 483

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Seven thousand six hundred (\$7,600.00) dollars from Code Account No. 49, to Code Account No. 1219, Supplies, Division of Transmissible Diseases, Bureau of Infectious Diseases, Department of Public Health.

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 237.

No. 484

Whereas, during the month of May 1921, the Bureau of Highways & Sewers completed certain concrete sidewalk pavements in the islands at the Bloomfield Bridge intersection of Bigelow boulevard, at a wage cost of \$1,446.03; and at approximately the same time performed certain repaving on West Carson street, from Smithfield street to the Point Bridge, at a wage cost of \$2,791.00, and

Whereas, the wages for the above work were charged against appropriation No. 1629, Wages, Temporary Employees, Repairing Highways, and,

Whereas, it is the desire of the Bureau of Engineering to reimburse the Bureau of Highways and Sewers for the outlay of their wage funds, in the aggregate amount of \$4,237.03, from the proper funds provided for the purpose; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums, viz:

From C. A. 1591-E, Restoration of Bigelow Boulevard at Kirkpatrick Street	\$1,446.03
From C. A. 1567-M, Point Bridge Repairs	2,791.00

Total\$4,237.03

To C. A. 1629, Wages, Temporary Employees, Repairing Highways\$4,237.03

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 237.

No. 485

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three thousand (\$3,000.00) dollars from Code Account No. 1147, Salaries, North Side Carnegie Library, to Code Account No. 1094, Salaries, Temporary Employees, Department of Assessors.

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 237.

No. 486

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,193.36 from Code Account 1912, "Structural and Non-Structural Improvements" specified as "Concrete Work on River Bank at Camp. Erection of Toilet for boys," to Code Account No. 1908 "Supplies" Bureau of Recreation same being necessary for the payment of gas bills.

Passed November 7, 1921.

Approved November 12, 1921.

Resolution Book 5, Page 238.

No. 487

Whereas, an appropriation of \$2,500.00 has been made to the United Veterans of Pittsburgh to help defray expenses of Armistice Day Parade, which amount is insufficient; therefore, be it

Resolved, That a further sum of \$2,500.00 is hereby appropriated for the said purpose, and the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant or warrants aggregating the sum of \$2,500.00 upon the production of vouchers, properly audited, for said expense, and charge the same to Appropriation No. 42, Contingent Fund.

Passed November 14, 1921, by a two-thirds vote.

Approved November 15, 1921.

Resolution Book 5, Page 238.

No. 488

Whereas, Mayor E. V. Babcock, acting for the City of Pittsburgh, ordered from the Grogan Company, Jewelers, of the City of Pittsburgh, a golden key to be presented to Ferdinand Foch, Marshall of France and formerly Commander-in-chief of the Allied Armies, and,

Whereas, said golden key was duly presented to said Marshal Foch as a token of esteem and admiration which he is held by the people of this City, and,

Whereas, the said golden key was a truly beautiful example of the jeweler's art and was appreciated as such by Marshal Foch, and,

Whereas, Mr. Francis A. Keating, President of the Grogan Company, has expressed his desire that the City of Pittsburgh shall treat the said golden key as a gift by his company and himself to the City of Pittsburgh and as the contribution of the Grogan Company and himself to the tribute paid by the City of Pittsburgh to Marshal Foch, and,

Whereas, the said Grogan Company and its President, Mr. Francis A. Keating, have refused to receive payment for said key and have requested of the City of Pittsburgh the privilege of furnishing the same free of charge, now, therefore, be it

Resolved, By the Council of the City of Pittsburgh that this generous offer of the Grogan Company and its President, Mr. Francis A. Keating, be and the same is hereby accepted, and be it further

Resolved, That the Council and the Mayor of the City of Pittsburgh join in extending to the Grogan Company and to its President, Mr. Francis A. Keating an official vote of thanks for their generosity and civic pride, and, be it further

Resolved, That a copy of this resolution be forwarded to the Grogan Company and Mr. Francis A. Keating, its President.

Passed November 14, 1921, read and adopted.

Approved November 15, 1921.

Resolution Book 5, Page 238.

No. 489

Whereas, in carrying out the contract for repaving the easterly shoulder of East street, from Royal street to Creek street, it was necessary to have the contractor for the street repaving, Booth & Flinn, Ltd., do certain extra work consisting of various items of work not covered by the contract and for which extra work bids were received from the contractor and approved by the Department of Public Works; and,

Whereas, said extra work was completed at a cost of \$3,731.83; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Booth & Flinn, Ltd. for the sum of \$3,731.83 for extra work done on the contract for repaving the easterly shoulder of East street, from Royal street to Creek street, and charge same to contract No. 1171, on file in the City Controller's office.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 239.

No. 490

Whereas, in connection with the execution of the contract between the

City of Pittsburgh and Booth & Flinn Ltd. for the grading, paving and curbing of Melwood street, from Denver street to the first angle, north, distant 777 feet therefrom, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$1,756.90, as per bill accompanying the final estimate; now therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 239.

No. 491

Whereas, On June 24, 1921, Mrs. William A. Covert of 5733 Holden street, City, at or about 10:30 o'clock P. M., while waiting in her husband's automobile, a Reo roadster automobile, license No. 362-137, in company with Mrs. D. C. Ferguson, at South Highland avenue near Penn avenue, East End, City, for the traffic officer's signal, was struck by a City fire apparatus which was returning from a fire and being driven down Penn avenue, at a high rate of speed, and in making a turn into Highland avenue, struck said automobile driven by Mrs. Covert, and also crashed into two other cars which were parked in front of the Highland building; and

Whereas, by reason of said collision the fenders on the left-hand side of claimant's car was ripped off, the back of the car crushed and apparently serious damage was done to the rear end, as the wheels were locked and the car could not be moved; and

Whereas, by reason of said accident the claimant was put to an expense of One hundred twenty-nine dollars and eight cents (\$129.08), for repairs to said automobile; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of William A. Covert, owner of said auto-

mobile, in the sum of One hundred twenty-nine dollars and eight cents (\$129.08), for cost of repairs to his automobile as a result of the collision above referred to; same to be charged to Code Account 42 (Contingent Fund.).

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 240.

No. 492

Whereas, in connection with the execution of the contract between the City of Pittsburgh and the Cyclone Fence Company, contractors for building wire fence, Warrington Playgrounds, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, and

Whereas, the said extra work in connection with the building of the wire fence in Warrington playgrounds, as per orders approved September 1st, 1921 and October 11th, 1921, was properly executed, amounting to \$412.54, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the Cyclone Fence Company for the sum of \$412.54, for extra work done on the contract for building wire fence in Warrington Playground and charge the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 240.

No. 493

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firm for expenses incurred in securing evidence against illegal liquor selling, disorder-

ly houses, speakeasies and other violations of the law and charge the amounts to the Code Accounts hereinafter specified, to-wit:

Schedule	Amount	Code Acct.
James L. Hoban.....	\$67.50	42
Charles Johnston	22.60	42
Shriver Stewart	36.25	42
General Forbes Hotel	28.00	42
Ida J. Forsaith	8.00	42
Shriver Stewart	6.00	42

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 241.

No. 494

Whereas, in connection with the execution of the contract between the City of Pittsburgh and M. O'Herron Company for the grading, paving and curbing of Beechwood boulevard from Fifth avenue to Penn avenue, it was necessary to do certain extra work not included in the contract and specifications for said improvement and which could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material amounting to \$538.83, as per bill accompanying the final estimate, now, therefore, be it

Resolved, That the said extras as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 241.

No. 495

Whereas, in connection with the execution of the contract between the City of Pittsburgh and the M. O'Herron Company, contractors for the grading of West Penn Playgrounds, it was found necessary to do certain extra work which was not included in the contract and specifications for said work and could not be allowed under the terms of said contract, and

Whereas, the said extra work in connection with the grading of West Penn Playgrounds as per order approved September 1st, 1921, was properly executed, amounting to Two hundred seventy nine (\$279.00) dollars, as per bill accompanying the final estimate, now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the M. O'Herron Company for the sum of Two hundred seventy-nine (\$279.00) dollars, for extra work done on the contract for the grading of West Penn Playgrounds and charge the same to Playground Improvement Bonds, 1919, Bond Fund Appropriation No. 201.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 242.

No. 496

Whereas, In carrying out the contract for regrading, repaving, recurb-ing and otherwise improving McKean street to the re-established grade, from South First street to South Second street, it was necessary to do certain extra work not covered by the contract, and for which extra work a bid was received from the contractor, M. O'Herron Company, and approved by the Department of Public Works, and,

Whereas, said extra work was completed at a cost of \$430.08, now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of M. O'Herron Company for the sum of \$430.08 for extra work done on contract for regrading, repaving, recurb-ing and otherwise improving to the re-established grade of McKean street, from South First street to South Second street and charge same to Contract No. 1127, on file in the City Controller's office.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 242.

No. 497

Whereas, during the execution of a contract between the M. O'Herron Company and the City of Pittsburgh, for the reconstruction of a public sewer on private property of the City of Pittsburgh and the Pennsylvania Railroad Company, from Bigelow boulevard to the private property of the Pennsylvania Railroad Company, south of the right of way of the Pennsylvania Railroad Company, it was found necessary to cut out a portion of the work contemplated in this contract, and

Whereas, the elimination of a portion of the work contained in this contract caused certain extra work to the Contractor; said extra work consisting of the erecting and dismantling of derrick, and amounting to \$750.00, in accordance with the bill approved by the Department of Public Works, October 24, 1921, now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of M. O'Herron Company for the sum of \$750.00, and to charge the same to Contract No. 5498, Mayor's Office File No. 281, entitled "The reconstruction of a public sewer on private property City of Pittsburgh, Pennsylvania Railroad Company, from Bigelow boulevard to private property of the Pennsylvania Railroad Company south of right of way of the Pennsylvania Railroad Company."

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 243.

No. 498

Whereas, Warrant No. 2525, drawn to the order of the Pruyn Company of 683 North Broad street, Philadelphia, Pa., in the sum of \$75.09 on Appropriation No. 1032, dated January 5th, 1921, has been lost and has not been paid or presented for payment, Therefore, be it

Resolved, That the Mayor be authorized and directed to issue and the City Controller to countersign, a duplicate warrant in favor of the Pruyn

Company in the sum of \$75.09 and charge the same to Appropriation No. 1032.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 243.

No. 499

Whereas, On Friday afternoon, September 9, 1921, the basement of the South Hills Hardware Company, situate at No. 1019 Warrington avenue, South Side, City, was flooded due to an improper outlet of the existing sewer at Saw Mill Run, the outlet of which sewer is three (3) feet below the bed of the run and becomes covered with material that washes over the pipe during rain-storms, and the storm water instead of flowing into the catch-basins on the northwest side of the bridge, continues across the bridge to a low point on Warrington avenue, and in front of the property of the South Hills Hardware Company, where it overflows the sidewalk and drains into the cellar of claimant's property; and,

Whereas, by reason of the flooding of said basement claimant suffered the loss of merchandise stored therein amounting to Five hundred seventy-four dollars and twenty-seven cents (\$574.27); therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of the South Hills Hardware Company in the sum of Five hundred seventy-four dollars and twenty-seven cents (\$574.27), in full settlement of any and all claims for damages which it might have against the City of Pittsburgh due to the flooding of property situate at 1019 Warrington avenue, South Side, City, and charge the same to Code Account No. 42, (Contingent Fund).

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 244.

No. 500

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign, a warrant in favor of the Wholesale Coal Company, in the sum of Fifteen thousand, eight hundred thirty-one and thirty-seven one hundredth (\$15,831.37) dollars, or so much of the same as may be necessary for the payment of coal furnished to the Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. 1755.

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 244.

No. 501

Whereas, On April 22, 1920, the crew of Engine Company No. 46, after returning from an alarm of fire, experienced considerable difficulty in backing the fire apparatus into the Engine House, and called upon one Corporal John S. Wright of the U. S. A., who was standing nearby, to assist them in backing in said engine; and

Whereas, Corporal Wright gladly went to the assistance of the firemen, and, in so doing, received a crushing injury to his left foot, left leg and right foot, causing an abrasion on the right, foot contusion of the soft parts of the left leg and a fracture of the right foot; and,

Whereas, By reason of said accident and severe and painful injury received, Corporal Wright was removed to the Allegheny General Hospital, where he underwent an operation, and on June 19, 1920, was removed to the United States Marine Hospital, where he was confined for a considerable period of time, and, on or about February 25, 1921, he was forced to submit to another operation on his foot; and,

Whereas, Corporal Wright suffered great pain due to his injury, sustaining a permanent injury to his foot, which resulted through no negligence on his part, he having responded nobly and gladly to the request of the City firemen for assistance, and, in view of the facts as herein set forth, respectfully asks that Your Honorable Council reimburse him for the expense incurred by him and an allowance of some compensation for the time he was incapacitated and for pain and suffering; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed

to issue, and the City Controller to countersign, warrant in favor of John S. Wright in the sum of \$200.00, the same to be charged to Code Account No. 42, (Contingent Fund.)

Passed November 21, 1921, by a two-thirds vote.

Approved November 25, 1921.

Resolution Book 5, Page 244.

No. 502

Whereas, Mrs. V. McLaughlin is the owner of nine (9) lots situated on Hillside street in the Fifth ward of the City of Pittsburgh; and

Whereas, Viewers, at No. 2275 April Term, 1920, Docket "C," assessed the said lots above referred to benefits in the sum of \$15.00 each for the construction of a sewer on Hillside street; and

Whereas, The said Mary V. McLaughlin received no notice of said Viewers' proceedings, nor did she receive any notice whatsoever of the said assessment; and

Whereas, The City of Pittsburgh has filed liens against each of said lots of Mary V. McLaughlin at Nos. 106 to 114 April Term, 1921, inclusive, the filing of which liens has added, in addition to the assessment against said lots, a total cost of \$106.20; and

Whereas, The said Mary V. McLaughlin feels that since the lots herein referred to are of little or no value and that the assessment, as made, is excessive, the costs in connection with the filing of the liens, to wit, \$106.20, is placing a burden upon her, which she is unable to meet; therefore be it

Resolved, That the City Solicitor be and he is hereby authorized and directed to satisfy the liens filed against the lots of Mary V. McLaughlin at Nos. 106 to 114 April Term, 1921, inclusive, upon payment of the assessment at face, to wit, \$15.00 each of said lots, the costs of \$94.40 against said lots to be charged to the City of Pittsburgh. In addition the said Mary V. McLaughlin agrees to pay the cost of lien on one lot, to wit, \$11.80.

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 245.

No. 503

Whereas, The Borough of Etna used water supplied by the City of Pittsburgh during the years 1918, 1919 and 1920 over and above the sixty days free use of water allowed under ordinance-agreement of July, 1895, and has been assessed for such water based on an estimated water consumption per day; and

Whereas, It now appears, from data obtained, that a water consumption of one million gallons per day is a fair amount upon which to base charges for water consumed in 1918, 1919 and 1920, which amount is satisfactory to both parties; therefore, be it

Resolved, That the Board of Water Assessors shall be and is hereby authorized and directed to issue the exonerations necessary to adjust the water assessments of the Borough of Etna, for the years 1918, 1919 and 1920, to the following amounts for each quarter year, and the City Treasurer is hereby authorized and directed to receive such following amounts from the Borough of Etna for the years 1918, 1919 and 1920:

Years 1918, third quarter year, 41,146.000 gallons	\$ 6,209.40
Year 1918, fourth quarter year, 34,625.000 gallons.....	5,231.25
Year 1919, third quarter year, 3,562.000 gallons	571.80
Year 1919, fourth quarter year, 92,000.000 gallons.....	13,837.50
Year 1920, first quarter year, 1,979,000 gallons	334.35
Year 1920, second quarter year, 91,000.000 gallons.....	13,687.50
Year 1920, third quarter year, 92,000.000 gallons	13,837.50
Year 1920, fourth quarter year, 92,000.000 gallons.....	13,837.50
	\$67,546.80

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 246.

No. 504

Whereas, John E. Laughlin, Attorney for Harford Real Estate and Exchange Company, has offered the City of Pittsburgh the sum of \$700.00

for Lots Nos. 22, 45, 46 and 47 in the Fetzter Plan located in the Twelfth wards, City, bounded and described as follows: Lots Nos. 45, 46, 47 beginning on the north side of Campana street at the corner of Lot No. 33 in said plan, thence extending 75 feet eastwardly to Lot No. 48 in said plan, thence northwardly 100 feet, more or less, to a pin, thence westwardly 72.99 feet to a pin, thence southwardly 100 feet, more or less, to Campana street, the place of beginning.

Lot No. 22, beginning on the northwest side of La Porte street at a point 88.63 feet southwardly from La Porte and Verona boulevard, thence extending southwardly 22 feet to a pin, thence westwardly 90 feet to a pin, thence northwardly 26 feet to Lot No. 21 in said plan, thence eastwardly 90.09 feet to La Porte street, the place of beginning; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed to John E. Laughlin, Attorney for Harford Real Estate and Exchange Company for the sum of \$700.00 for the aforementioned property.

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 246.

No. 505

Whereas, J. D. Rogan of 506 American State Bank Building has offered the City of Pittsburgh the sum of \$100.00 for lot located on Jane street, Sixteenth ward, City, bounded and described as follows: Beginning on the southwest side of Jane street at a point 24 feet southeast of Jane and Thirty-third streets; thence extending southeastwardly 33.25 feet to a pin, thence southwestwardly 109 feet to Harcum alley, thence northwestwardly 33.25 feet to a pin, thence northeastwardly 109 feet to Jane street, the place of beginning.

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for aforementioned property to J. D. Rogan for the sum of \$100.00.

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 247.

No. 506

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$2,000.00 from Code Account No. 1466, Item E, Repairs, Bureau of Fire, to Code Account No. 1464, Item C, Supplies, Bureau of Fire.

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 247.

No. 507

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$1,350.00 from Code Account No. 1074, Miscellaneous Services, Department of Law, to Code Account No. 1073, Salaries, Department of Law; \$800.00 from Code Account No. 1074, Miscellaneous Services, Department of Law, to Code Account No. 1076, Supplies, Department of Law; \$1,000.00 from Code Account No. 1080, Public Utilities Litigation, Department of Law, to Code Account No. 1078, Equipment, Department of Law; \$50.00 from Code Account No. 1084, Supplies, Division of Municipal Improvements, Department of Law, to Code Account No. 1086, Equipment, Division of Municipal Improvements, Department of Law, and \$500.00 from Code Account No. 1089, Miscellaneous Services, Bureau of Public Improvements, Department of Law, to Code Account No. 1092, Equipment, Bureau of Public Improvements, Department of Law.

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 247.

No. 508

Resolved, That the City Controller be and he is hereby authorized to make transfers of funds from and to Appropriation Accounts of the Department of Public Works, Bureau of Water, as scheduled below:

\$500.00 from Appro. Acct. No. 1742, "Sal., Reg." to Appro. Acct. No. 1748, "Materials."

\$500.00 from Appro. Acct. No. 1742, "Sal., Reg.," to Appro. Acct. No. 1750, "Equipment."

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 248.

No. 509

Whereas, In the prosecution of Contract No. 1095, New Stalls at the South Side Market, it was necessary to do certain extra work in the amount of eleven hundred ninety-six and 50/100 (\$1,196.50) dollars, which caused the final estimate to exceed the funds apportioned to this contract by the sum of \$1,196.50; and

Whereas, There is remaining in Appropriation No. 1710½, Structural and Non-Structural Improvements at the South Side Market, an unencumbered balance in excess of said amount; therefore, be it

Resolved, That the Controller be and he is hereby authorized and directed to transfer the sum of \$1,196.50 from Appropriation No. 1710½, Structural and Non-Structural Improvements at the South Side Market, to Contract No. 1095, New Stalls, at the South Side Market.

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 248.

No. 510

Whereas, The reconstruction of Island avenue bridge over the Pittsburgh, Fort Wayne & Chicago Railroad Company, now being carried out under City Contract, necessitates the detouring of traffic over Westmar street from Island avenue to the Superior avenue bridge approach; and

Whereas, The pavement on Westmar street between said points is in a bad state of disrepair, and should be resurfaced for the better accommodation of traffic, which it is estimated will cost the sum of \$2,000.00 to complete; and

Whereas, There is an unencumbered balance in excess of \$2,000.00 remaining in Code Account No. 1591-E, "Res-

toration of Bigelow Boulevard at Kirkpatrick Street; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sums, amounting in the aggregate to \$2,000.00 from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," and to credit same respectively to the Code Accounts of Asphalt Plant, Bureau of Highways and Sewers, as set forth:

The sum of \$800.00 to Code Account No. 1653-A-4, Wages, Temporary Employees.

The sum of \$1,200.00 to Code Account No. 1656-D, Materials.

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 248.

No. 511

Resolved, That the City Controller be and he is hereby authorized to transfer a total of five thousand three hundred dollars (\$5,300.00) from Code Account No. 1744, "Wages, Regular, Filtration Division," to the following accounts of the Distribution Division, Bureau of Water, and in the following amounts:

Four thousand seven hundred dollars (\$4,700.00) to Code Account No. 1760, "Wages, Regular."

Four hundred (\$400.00) dollars to Code Account No. 1763, "Supplies."

Two hundred (\$200.00) dollars to Code Account No. 1766, "Equipment."

Passed November 21, 1921.

Approved November 25, 1921.

Ordinance Book 5, Page 249.

No. 512

Whereas, It is necessary to transfer funds in the various code accounts to others in the Bureau of City Property in order to have sufficient balances to carry the different code accounts which are short to the end of the year.

Resolved, That the City Controller be and he is hereby authorized to transfer the following amounts from

various code accounts to others in the Bureau of City Property in order to meet expenditures for the balance of the year.

From:

Code Acct. 1661, Misc. Serv., General Office	\$ 200.00
Code Acct. 1663, Materials, General Office	200.00
Code Acct. 1674, Equipment, City-County Building	500.00
Code Acct. 1694, Materials, North Side Market	400.00
Code Acct. 1710, Equipment, South Side Market	200.00
Code Acct. 1721, Materials, Comfort Houses	500.00
Code Acct. 1723, Equipment, Comfort Houses	1,500.00
Code Acct. 1727, Misc. Serv., Exposition Bldg.	1,000.00
Code Acct. 1726, Equipment, Foster Home	1,000.00
Code Acct. 1731, Equipment, Exposition Bldg.	500.00
	<u>\$6,000.00</u>

To:

Code Acct. 1672, Materials, City-County Bldg.	200.00
Code Acct. 1685, Repairs, Diamond Market	1,500.00
Code Acct. 1692, Misc. Serv., North Side Market	3,000.00
Code Acct. 1720, Supplies, Comfort Houses	300.00
Code Acct. 1722, Repairs, Comfort Houses	1,000.00
	<u>\$6,000.00</u>

Passed November 21, 1921.

Approved November 25, 1921.

Resolution Book 5, Page 249.

No. 513

Whereas, In carrying out Contract No. 14, Boulevard of the Allies, for razing and removal of buildings within within the lines of Second avenue, as widened on the northerly side, from Grant street to Ross street, it was necessary to have the contractor, Austin Givens, do certain extra work consisting of shoring and bracing the remaining portions of certain buildings in order to protect the workmen tearing down the front

portions of same and this item of work was not covered by the contract and for which work an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said work was completed at a cost of \$196.65; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Austin Givens, for the sum of \$196.65 for extra work done on Contract No. 14, Boulevard of the Allies, for razing and removal of buildings within the lines of Second avenue, as widened on the northerly side, from Grant street to Ross street, and charge same to Contract No. 1222 on file in the City Controller's office.

Passed November 21, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 250.

No. 514

Whereas, On Sunday, July 30, 1921, at or about 10:30 o'clock P. M., Mrs. Virginia Hinton, who resides in the rear of 2123 Arcena street, City, was proceeding along the boardwalk on Arcena street, when she stepped on a loose board in said walk, which tilted, causing her to fall and break her right arm; and

Whereas, By reason of said injury Mrs. Hinton has been unable to work, being employed as a domestic, and in addition to time lost as a result thereof, has been put to considerable expense for care and medical attention, and is at the present time incapacitated and unable to work, and upon advice from her physician, Dr. W. G. Cutts, will be unable to have the use of her arm to perform any work for a further period of time; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Virginia Hinton in the sum of three hundred fifty (\$350.00) dollars, in full settlement of any and all claims for damages which she might have against the City of Pittsburgh arising out of this accident; the same

to be paid and charged to Code Account No. 42, Contingent Fund.

Passed November 21, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 250.

No. 515

Whereas, The Board of Viewers at No. 171 June Term, 1901, assessed the property of C. Jacob Miller one hundred ten dollars (\$110.00) for the construction of a sewer on McCandless avenue; and

Whereas, The Board of Viewers at No. 171 June Term, 1901, assessed this same property in full for a sewer constructed in an alley at the rear of this property; and

Whereas, Mr. Miller believes that the property in question has paid a sufficient assessment for the construction of the sewer in the alley at the rear of his said property, and that he is in nowise additionally benefited by reason of the construction of the sewer on McCandless avenue; and

Whereas, Mr. Miller received no notice at the time to appear at the hearing before the Board of Viewers in the matter of assessing benefits for the construction of a sewer on McCandless avenue, and had no knowledge thereof until he received a notice from the City Treasurer of an assessment of one hundred ten (\$110.00) dollars for the construction of said sewer on McCandless avenue, which Mr. Miller paid; and

Whereas, Mr. Miller feels that although he paid the assessment of one hundred ten (\$110.00) dollars, that his property as stated above, has not been additionally benefited, and respectfully asks that the assessment of one hundred ten (\$110.00) dollars for the construction of a sewer on McCandless avenue, paid by him, be refunded; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of C. Jacob Miller in the sum of one hundred ten (\$110.00) dollars, being a refund of the assessment of one hundred ten (\$110.00) dollars against his property for the construction of a

sewer on McCandless avenue, and charge the same to Code Account No. 42, Contingent Fund.

Passed November 21, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 251.

No. 516

Whereas, The enactment of certain legislation now pending in Council will change the lines and grades of the improvement of the Boulevard of the Allies in the vicinity of Stevenson street, and former Bluff street, by re-establishing the grade from a point 225 feet west of Stevenson street to a point 100 feet east of Pride street, and by widening said boulevard from a point 95.60 feet west of Stevenson street to Pride street; and

Whereas, Certain additional physical work will be required in order to carry out the improvement of the Boulevard of the Allies in conformity with the said proposed change in lines and grades; and

Whereas, By reason of surpluses that will be remaining after the completion of other contracts for carrying out the improvement of this boulevard, sufficient funds will be available in Bond Fund Appropriation No. 207 for paying the cost of said additional work; therefore, be it

Resolved, That the Mayor and the Director of the Department of Public Works shall be and they are hereby authorized and directed to extend the existing contract with the Thomas Cronin Company, same being known as Contract No. 5 for the improvement of the Boulevard of the Allies to include said additional work at an approximate cost of sixty thousand (\$60,000.00) dollars, at the unit prices established in said contract.

Passed November 21, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 252.

No. 517

Whereas, In the prosecution of Contract No. 1095, New Stalls at the South Side Market, it was deemed

advisable to do certain extra work which was not included in the contract; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of Bernard Gloekler Company in the amount of eleven hundred ninety-six and 50/100 (\$1,196.50) dollars for extra work on their contract for new stalls at the South Side Market, same to be chargeable to Contract No. 1095, Appropriation No. G-1710½, Structural and Non-Structural Improvements to the South Side Market.

Passed November 28, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 252.

No. 518

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of James P. McIntyre, a Hoseman in the Bureau of Fire, for the sum of \$149.50, covering lost time during the month of August, 1921, by reason of injuries received while in the performance of his duties, and charge the same to Code Account No. 44-M, Workmen's Compensation Fund.

Passed November 28, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 252.

No. 519

Whereas, In carrying out the contract for grading hillside, building retaining wall and otherwise improving Bigelow boulevard, between Tunnel street and Craig street, it was necessary to have the contractor for this work, M. O'Herron Company, do certain extra work, consisting of various items of work which were not covered by the contract and for which extra work bids were received from the contractor and approved by the Department of Public Works; and

Whereas, All of said extra work was completed at a total cost of \$42,358.28; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign, a warrant in favor of M. O'Herron Company for the sum of \$24,000.00 on account of extra work done on the contract for grading the hillside, building retaining wall and otherwise improving Bigelow boulevard between Tunnel street and Craig street, and charge same to Contract No. 943, on file in the City Controller's office.

Passed November 28, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 253.

No. 520

Whereas, Petronella L. Rieder, wife of A. C. Rieder, stepped off a street car about 12:15 A. M. on January 11, 1921, at the corner of Seventh street and Penn avenue, into a deep rut or hole which wrenched her very severely; and

Whereas, The said Petronella L. Rieder was enclente at the time she was shocked, and was prematurely confined and died on February 11, 1921, leaving to survive her her husband and four children, the oldest of whom is aged fourteen years and the youngest three years; and

Whereas, Her husband, A. C. Rieder, by reason of the foregoing has incurred expenses for doctors, nurses and funeral, aggregating \$800.00; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of A. C. Rieder for \$800.00, as full compensation for injuries to his wife, causing her death, and consequent expenses, and charge the same to Contingent Fund Appropriation No. 42.

Passed November 28, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 253.

No. 521

Whereas, In the execution of the contract between the City of Pittsburgh and A. R. Van Horn, for the

reflooring the roadway and sidewalk and otherwise repairing the Twenty-eighth street bridge over the Pennsylvania Railroad, it was necessary to do certain additional work not provided for in the contract and to pay for the cost of same as extra work; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of A. R. Van Horn for the sum of three hundred and eight dollars and eighty-two cents (\$308.82) for extra work done on said contract for the reflooring the roadway and sidewalk and otherwise repairing the Twenty-eighth street bridge over the Pennsylvania Railroad and charge the same to Code Account 1547-E, Repair Schedule, Division of Bridges, Bureau of Engineering.

Passed November 28, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 254.

No. 522

Whereas, The Board of Public Education of the School District of Pittsburgh has leased the Phipps Gymnasium at the corner of Reedsdale and Scotland streets, Northside, Pittsburgh, Pa., for the use of public school pupils of Pittsburgh, and has exonerated all school taxes upon said property during the term of said lease (December 31, 1920, to December 31, 1921) as one of the conditions of that lease;

Resolved, That the above property be and is hereby exonerated from the payment of all City taxes for and during the term of said lease to the Board of Public Education of the School District of Pittsburgh and the use of said property by the public schools, this exoneration being in accordance with the conditions of said lease.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 254.

No. 523

Whereas, The American Legion of Pittsburgh and Allegheny County

held a convention on September 22, 23 and 24, to which the City contributed \$5,000.00; and

Whereas, The expense of the convention exceeded the amounts contributed and depleted the funds of the Treasury of the Legion; and

Whereas, Bills to the amount of \$1,474.50 are still unpaid; therefore, be it

Resolved, That the sum of \$1,474.50 is hereby appropriated for the purpose of paying said bills, and the Mayor is hereby authorized to issue and the City Controller to countersign a warrant or warrants aggregating the sum of \$1,474.50 upon the production and proper audit of vouchers for said expense, and charge the same to Appropriation No. 42, Contingent Fund.

Passed November 28, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 254.

No. 524

Whereas, The appropriation for Wages, Temporary Employees, Repairing Highways, Bureau of Highways and Sewers, Department of Public Works, has been expended and it is necessary to provide additional funds to meet the demands upon this function.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from the several code accounts below set forth to Appropriation No. 1629, Wages, Temporary Employees, Repairing Highways, the following sums of money:

From Code Account No. 1617,
Equipment, Stables & Yards,
to Code Account No. 1629,
Wages, Temporary Employees,
Repairing Highways\$3,000.00

From Code Account No. 1626,
Equipment, Cleaning Highways,
to Code Account No. 1629, Wages, Temporary Employees, Repairing Highways 4,000.00

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 255.

No. 525

Whereas, The appropriation in Code Account No. 1030, Supplies, Municipal Garage and Repair Shop, has been exhausted; and

Whereas, Unless a transfer to this account is made it will be impossible to keep any motor vehicles or fire apparatus in operation; now, therefore, be it

Resolved, That the City Controller is hereby authorized and directed to transfer the sum of six thousand (\$6,000.00) dollars from Code Account No. 1069, Advertising Delinquent Taxes, Department of Collector of Delinquent Taxes, to Code Account No. 1030, Supplies, Municipal Garage and Repair Shop.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 255.

No. 526

Whereas, A number of petitions have been presented by abutting property owners and citizens' committees requesting the laying of boardwalks and steps, repairing highways and constructing concrete sidewalks; and

Whereas, The funds appropriated in the several proper code accounts for labor and materials, in the Bureau of Highways and Sewers have been expended, and it is estimated that the aggregate sum of thirty-one hundred twenty-five (\$3,125.00) dollars will be required to perform the more urgent work, including the construction of a dry stone wall on Bigelow boulevard, and the spreading of slag on the sidewalk thereof; and

Whereas, There is an unencumbered balance remaining in Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," in excess of the required additional sum of thirty-one hundred twenty-five (\$3,125.00) dollars; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of thirty-one hundred twenty-five (\$3,125.00) dollars, from Code Account No. 1591-E, "Restoration of Bigelow Boulevard at Kirkpatrick Street," and to credit same to the

following code accounts of the Bureau of Highways and Sewers in the respective amounts set forth:

\$1,100.00 to Code Account No. 1629, Wages, Temporary Employees, Repairing of Highways.

194.00 to Code Account No. 1631, Materials, Repairing Highways.

546.00 to Code Account No. 1640, Wages, Temporary Employees, Boardwalks and Steps.

1,285.00 to Code Account No. 1641, Materials, Boardwalks and Steps.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 256.

No. 527

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to make the following transfers in appropriations in the general office of the Department of Public Safety and the Bureau of Fire, to wit:

	Amount.
From Code Acct. No. 1428, Item A-3, Wages, Reg. Employees, General Office, Dept. of Public Safety, to Code Acct. No. 1430, Item C, Supplies, General Office, Dept. of Public Safety	\$2,000.00
From Code Acct. No. 1470, Item L, Firemen's Disability Fund, Bureau of Fire, to Code Acct. No. 1462, Item A-3, Wages, Reg. Employees, Bureau of Fire	150.00

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 256.

No. 528

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of two hundred and fifty (\$250.00) dollars from Code Account 1269, Salaries, Regular Employees, Division of Housing and Sanitary Inspection, to Code Account 1218, Miscellaneous Service, Division of Transmissible Diseases,

also the sum of seven hundred and fifty (\$750.00) dollars from Code Account 1292, Wages, Regular Employees, Division of Miscellaneous Food Inspection, to Code Account 1245, Miscellaneous Services, Bureau of Child Welfare, all in the Department of Public Health.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 257.

No. 529

Whereas, The final estimate for the contract for the reconstruction of the roadway in Lawrence Park amounts to \$1,641.09; and

Whereas, The sum of \$1,500.00 was appropriated by the terms of Ordinance No. 228, approved June 6, 1921, for the payment of the cost of said work, is insufficient to cover the cost of the final estimate; and

Whereas, The Thomas Coutts Company have completed this work in the amount of \$1,641.09 in accordance with the terms of said contract; and

Whereas, There is an unencumbered balance in Playground Improvement Bonds, 1919, Appropriation No. 201, in excess of \$141.09; therefore, be it

Resolved, That the additional sum of \$141.09 be and the same is hereby set apart and appropriated from Playground Improvement Bonds, 1919, Appropriation No. 201, for the reconstruction of the roadway in Lawrence Park; and further, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant drawn on said funds in payment of the cost of said work.

Passed November 28, 1921, by a two-thirds vote.

Approved November 30, 1921.

Resolution Book 5, Page 257.

No. 530

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Eleven thousand five hundred (\$11,500.00) dollars from Code Account No. 1468,

Item F, Equipment and Machinery, Bureau of Fire to Code Account No. 42, Contingent Fund.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 257.

No. 531

Resolved, That the City Controller be authorized and directed to make the following transfer affecting the Department of Supplies.

From Code Account 1127, Wages	
Regular Employees	\$235.25
From Code Account 1132 Equip-	
ment	\$135.00
To Code Account 1126, Salaries	
Regular Employees	\$373.25.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 258.

No. 532

Whereas, Carnegie Music Hall, North Side, was last refrescoed eight years ago, and

Whereas, it has been customary to redecorate the hall every three years but owing to the high cost of maintenance since 1915, this redecoration has been deferred from year to year, and,

Whereas, The condition of the walls, and ceiling of both the Music Hall and the main reading room is such as to cause critical comment, and

Whereas, It is necessary to have this transfer in order to do the said decorating, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Three thousand (\$3,000.00) dollars from Code Account No. 1147, Salaries, Regular Employees, to Code Account No. 1152, Repairs, Carnegie Free Library, North Side.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 258.

No. 533

Whereas, several of our Supplies, Materials and Equipment accounts will show a deficit for Maintenance to end of year, and

Whereas, in several other accounts there appears balances; therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the following sums to-wit:

From	
Code Account 1777—Miscellaneous Service	\$ 41.12
Code Account 1785—Repairs, Schenley Park	27.20
Code Account 1795—Repairs, Golf Grounds	1.39
Code Account 1803—Salaries, Schenley Conservatory	200.19
Code Account 1804 — Wages, Schenley Conservatory	400.00
Code Account 1806—Miscellaneous Services, Schenley Conservatory	2.00
Code Account 1809—Repairs, Schenley Conservatory	12.55
Code Account 1815—Miscellaneous Services, N. S. Conservatory	1.00
Code Account 1818—Repairs, North Side Conservatory	3.00
Code Account 1828 — Wages, Highland Park	400.00
Code Account 1833—Repairs, Highland Park	17.20
Code Account 1839—Repairs, Highland Stables	8.00
Code Account 1861—Repairs, Riverview Park	24.08
Code Account 1875—Repairs, West Park, North Side.....	6.50
Code Account 1892—Miscellaneous Services, (All Parks)....	9.75
Code Account 1893—Miscellaneous Services, (All Parks)...	61.00
Code Account 1895½—Grand Stand, Schenley Park	\$2,290.02
	\$3,505.00
To	
Code Account 1801—Repairs, Schenley Park Stables	\$ 150.00
Code Account 1816—Supplies, North Side Conservatory	300.00
Code Account 1817—Materials, North Side Conservatory.....	220.00
Code Account 1856 — Wages, Riverview Park	2,200.00

Code Account 1870 — Wages, West Park, North Side	600.00
Code Account 1876—Equipment, West Park, North Side	35.00
	\$3,505.00

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 258.

No. 534

Whereas, The funds in Code Account 1901-C, Supplies, Bureau of Tests are not sufficient to meet the bill rolls for the balance of the year, and

Whereas, there is a balance remaining in Code Account 1903-E Repairs sufficient to cover said estimated deficits; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the following sum amounting to \$70.00 from Code Account 1903-E Repairs to Code Account 1901-C Supplies.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 259.

No. 535

Resolved, That the City Controller be and he is hereby authorized and directed to transfer various sums of money from certain Code Accounts of the Bureau of Recreation, Department of Public Works, amounting to \$2,000.70, to certain Code Accounts in the Bureau of Recreation, Department of Public Works, to-wit:

\$1,000.00 from Code Account No. 1907—Miscellaneous Service to Code Account No. 1906—Wages of Temporary Employees.

\$1,000.00 from Code Account No. 1910—Repairs to Code Account No. 1909—Materials.

\$ 0.70 from Code Account No. 1910—Repairs to Code Account No. 1926—Wages, Lawrence Pool.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 259.

No. 536

Whereas, there are no funds available in Code Account No. 1503, Supplies, Director's Office, Department of Public Works, to meet the bill rolls for the balance of the year, and

Whereas, there is a balance remaining in the several code accounts of the Bureau of Deed Registry sufficient to cover said estimated deficit; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$150.00 to Code Account No. 1503, Supplies, Director's Office, Department of Public Works from the following code accounts in the Bureau of Deed Registry:

Code Account No. 1599 "Supplies"	\$ 50.00
Code Account No. 1601, "Equipment"	100.00
Total	\$ 150.00

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 260.

No. 537

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Five hundred (\$500.00) dollars from Appropriation Account No. 1755, Supplies, to Appropriation Account No. 1754, Miscellaneous Services, Department of Public Works, Bureau of Water, Mechanical Division.

Passed November 28, 1921.

Approved November 30, 1921.

Resolution Book 5, Page 260.

No. 538

Resolved, That the Mayor be, and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of the following firm in payment of claims contracted for by the Department of Public Safety without competitive bids, and charge the amount to the appropriation item shown below:

Schedule	Amount	Appro. No.
Animal Rescue League of Pittsburgh	\$1,108.23	1460

Passed December 5, 1921, by a two-thirds vote.

Approved December 8, 1921.

Resolution Book 5, Page 260.

No. 539

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following persons and firms in payment of claims for services rendered the Department of Public Safety and its several bureaus, and charge the amounts to the appropriation items shown below:

Schedule	Amount	Appro. No.
Dr. William A. Caven.....	\$ 26.00	44-M.
National Bureau of Criminal Identification.....	\$ 100.00	1447

Passed December 5, 1921, by a two-thirds vote.

Approved December 8, 1921.

Resolution Book 5, Page 261.

No. 540

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of H. C. McEldowney, Treasurer for General Committee in charge of official visit of Marshal Ferdinand Foch of France, for the sum of \$2,500.00 to help defray the expense of the visit of Marshal Foch to the City of Pittsburgh on November 10th, 1921, and charge same to Appropriation No. 42.

Passed December 5, 1921, by a two-thirds vote.

Approved December 8, 1921.

Resolution Book 5, Page 261.

No. 541

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to

countersign a warrant in favor of James H. McQuade & Sons Co., for the sum of Four hundred ninety-eight dollars and eighty cents (\$498.80, and charge same to Appropriation No. 203, Water Bonds, Series "A" 1919, the said amount being full payment for labor furnished incident to laying 6 inch water line on Washington boulevard, West of Brilliant Pumping Station.

Passed December 5, 1921, by a two-thirds vote.

Approved December 8, 1921.

Resolution Book 5, Page 261.

No. 542

Whereas, Through an error J. Szkola was fined Twenty-five dollars (\$25.00) by Alderman M. A. Riley at the suit of the Bureau of Building Inspection of the City, which fine should be refunded to the said J. Szkola; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign a warrant in favor of J. Szkola in the sum of Twenty-five dollars (\$25.00) and charge the same to Appropriation No. 42.

Passed December 5, 1921, by a two-thirds vote.

Approved December 8, 1921.

Resolution Book 5, Page 262.

No. 543

Whereas, Council granted Robert L. Van Dyke employed in the Division of Accounts and Permits, Department of Public Safety, a leave of absence with pay for three months, which expires October 31st, 1921, and

Whereas, He is at the Tuberculosis Hospital and it is desirable that he remain there three months longer; therefore, be it

Resolved, That the Director of the Department of Public Safety be authorized and directed to extend to Robert L. Van Dyke leave of absence for three months from October 31st, 1921, with pay; and be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue and the City Controller to countersign warrants in favor of

Robert L. Van Dyke in payment thereof, the same to be charged to Code Account No. 1444, Item A., Salaries, Regular Employees, Bureau of Police.

Passed December 5, 1921, by a two-thirds vote.

Approved December 8, 1921.

Resolution Book 5, Page 262.

No. 544

Whereas, By Resolution No. 461, approved November 3, 1921, Resolution Book Volume 5, Page 228, the Department of Law was directed to draw a deed conveying Lot No. 42 in Christian Siebert's Plan, Tenth ward, owned by the City of Pittsburgh, to Peter Kuzera for the sum of Twelve hundred fifty dollars (\$1,250.00); and

Whereas, On November 4, 1921, One hundred thirty dollars (\$130.00) was paid into the City Treasury, being one-tenth of the purchase price for said lot; and

Whereas, In compliance with said Resolution a deed was drawn and executed by the Mayor, November 12, 1921, conveying said lot to Peter Kuzera; and

Whereas, The lot referred to has been used by the City of Pittsburgh for water works purposes, and contains a forty-two inch steel pipe line which crosses it diagonally for its entire length, and is necessary and essential to the use of the Bureau of Water; and

Whereas, Peter Kuzera, the purchaser, through his counsel, Alexander E. Goss, Esq., has agreed to withdraw his offer of Twelve hundred fifty dollars (\$1,250.00) for said lot upon the return to him by the City of Pittsburgh of the ten per cent (10%), or One hundred thirty dollars (\$130.00), paid on account of said purchase price, and an additional sum of One hundred fifty dollars (\$150.00) for counsel fees and expenses incurred by him for examination of the title to said lot, in consideration of which he hereby releases the City of Pittsburgh from any and all claims for damages which he might have against said City by reason of its failure to carry out this transaction; therefore, be it

Resolved, That the Department of Law is hereby authorized and directed to cancel the deed conveying lot No. 42 in Christian Siebert's Plan, to Peter Kuzera; and, be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign a warrant in favor of Peter Kuzera in the sum of Two hundred eighty dollars (\$280.00), \$130.00 of which is a refund of the deposit of ten per cent (10%) of the purchase price paid by him to the City of Pittsburgh and the remaining One hundred fifty dollars (\$150.00) for counsel fees and examination of title to said lot, the same to be charged to Code Account 42, (Contingent Fund).

Passed December 5, 1921, by a two-thirds vote.

Approved December 8, 1921.

Resolution Book 5, Page 262.

No. 545

Resolved, That the Mayor be and he is hereby authorized to execute and deliver to Mrs. Fredericka Reidenbach a lease for a triangle parcel of ground under the Shadeland Avenue Viaduct, bounded and described as follows:

Beginning on the southerly side of Courtland street at the easterly side of property of Reidenbach heirs; thence eastwardly along Courtland street, a distance of about 10 feet, more or less, to a point; thence southerly by a line parallel with the westerly line of lot No. 8 in F. I. Melaney's Plan, a distance of 20 feet, more or less, to the westerly line of property of the City of Pittsburgh, over which is erected the Shadeland Avenue viaduct; thence northwardly by said westerly line of property of the City of Pittsburgh, a distance of 20 feet, more or less, to Courtland street, at the place of beginning; for the purpose of erecting thereon a part of a garage to be erected by Fredericka Reidenbach on the Courtland street end of lot No. 8 in said plan, for the annual rental of \$10.00, payable in advance; said lease to contain a clause that the lessee, her heirs, executors, administrators or assigns shall upon sixty (60) days' notice, vacate said leased premises.

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 263.

No. 546

Whereas, A meter has been installed at premises of Jane R. Meighan, 1-4 Sweeney street, 3rd Ward, Pittsburgh, Pa., and,

Whereas, It appears that the flat rate for a quarter for water used in said premises would be \$14.00, and meter readings at the current rates for the quarter show a use of water in the sum of \$70.76, or an increase in the charge for the water for said quarter of \$56.76, and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue an exoneration to the said Jane R. Meighan on account of said charge for water in the sum of \$28.38, being 50 per cent of the excess meter rate over the former flat rate.

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 264.

No. 547

Whereas, in connection with the execution of a contract between the City of Pittsburgh and R. D. Thomas & Company, for the reconstruction of a portion of Cunliffe Run Hollow

Sewer across Wilnot street and private property to be acquired by the City of Pittsburgh, from a point about 30 feet northeast of Wilnot street to a point about 130 feet southwest of Wilnot street, it was found necessary to increase certain items of work over and above the amount stipulated in the contract and

Whereas, this increase in the items of work caused a corresponding increase in the cost of the same, causing the final estimate to be \$6,402.00 which is \$402.00 over and above the amount appropriated, namely \$6,000.00, for this work, and

Whereas, there is an existing balance remaining in Code Account No. 1576-E, Repair Schedule, Division of Sewers, over and above the amount specified in this resolution; now, therefore, be it

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of \$402.00 from Code Account No. 1576-E, Repair Schedule, Division of Sewers, to Contract No. 5648, File No. 288, Mayor's Office File, entitled "Reconstruction of a portion of Cunliffe Run Hollow Sewer across Wilmot street and private property to be acquired by the City of Pittsburgh, from a point about 30 feet northeast of Wilmot Street to a point about 130 feet southwest of Wilmot street", for the purpose of paying the final estimate on this contract.

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 264.

No. 548

Whereas, it is deemed advisable to provide a foot passage connecting Bluff street opposite Magee street with the stairway leading up the hillside from Second avenue at the South Tenth Street Bridge, which will eliminate a grade crossing with the roadway of the Boulevard of the Allies, it being estimated that the construction of such a foot passage will cost Thirty-seven hundred fifty (\$3,750.00) dollars, and

Whereas, out of the sum of Ninety-six hundred (\$9,600.00) dollars, which was transferred from Code Account No. 1591-E, into Bond Fund Appropriation No. 198-B, for the construction of an iron fence on Bigelow boulevard, it is now evident that a surplus of Thirty-seven hundred fifty (\$3,750.00) dollars will be remaining after the completion of the contract for the construction of the said fence, which it is desired to make available for the construction of the foot passage connecting Bluff street with the above mentioned stairway, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of Thirty-seven hundred fifty (\$3,750.00) dollars from Bond Fund Appropriation No. 198-B, to Code Account No. 1591-E, "Construction of a Foot Passage at the Boulevard of Allies opposite Magee Street".

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 265.

No. 549

Whereas, the funds appropriated in several Code Accounts of the Bureau of Engineering to provide for the purchase of castings and for payment of wages and carfare are depleted and it is estimated that the aggregate sum of Four thousand six hundred fourteen (4,614) dollars will be required to cover the cost of payroll and pay bills during the balance of the current fiscal year, and

Whereas, surpluses in excess of the aforesaid aggregate sum of Four thousand six hundred fourteen (4,614) dollars will occur in certain other Code Accounts of the Bureau of Engineering, now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to make the following transfers:

Amount.

\$ 200.00	from C. A. 1529, Repairs, to C. A. 1526, Miscellaneous Services, Division of Surveys.
200.00	from C. A. 1553, Materials, to C. A. 1551, Miscellaneous Services, Bridge Repairs.
80.00	from C. A. 1560, Materials, to C. A. 1558, Miscellaneous Services, Bridge Repainting.
1,500.00	from C. A. 1538-M, Test Pits, to C. A. 1550-A-3, Wages, Reg. Employees, Bridge Repairs.
750.00	from C. A. 1591-E, Restoration of Bigelow Blvd. at Kirkpatrick St., to C. A. 1519, General Office Supplies.
800.00	from C. A. 1590, General Repaving, to C. A. 1523, Castings.
1,084.00	from C. A. 1576-E, Sewer Repair Schedule, to C. A. 1523, Castings.

\$4,614.00

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 265.

No. 550

Whereas, The appropriation for Wages, Temporary Employees, Asphalt Plants, will be expended on December

1, 1921, and in order to complete the asphalt work scheduled for the remainder of the season, it is necessary to provide additional funds.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from the several code accounts below set forth to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plants, the following sums of money:

From Code Account No. 1656, Materials, Asphalt Plants, to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plants	\$5,000.00
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From Code Account No. 1657, Repairs, Asphalt Plants, to Code Account No. 1653, Wages, Temporary Employees, Asphalt Plants	500.00
	<u>\$5,500.00</u>

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 266.

No. 551

Whereas, The balances in the appropriations for newspaper advertising and printing the Municipal Record are insufficient to complete the payments during the present fiscal years; therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$2,700.00 as follows:

From Code Account No. 48, Interest on Overdue Dam- ages	\$1,500.00
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From Code Account No. 1005, Equipment, Council and City Clerk	900.00
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From Code Account No. 1006, Contingent Fund, Council and City Clerk	300.00
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\$2,700.00

To Code Account No. 1003-B, Misc. Serv. newspaper ad- vertising, Council and City Clerk	\$1,000.00
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To Code Account No. 1004, Contract No. 1060, Printing and Binding Municipal Rec- ord	1,700.00
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\$2,700.00

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 266.

No. 552

Whereas, The appropriation for Cleaning Highways, Bureau of Highways and Sewers, Department of Public Works, will be expended on December 1, 1921, and it is necessary to provide additional funds to meet the demands upon this function for the remainder of the year.

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from Code Account No. 1736, \$1,000.00; Account No. 1744, \$1,000.00; No. 1751, \$1,000.00; No. 1752, \$10,000.00; No. 1755, \$11,000.00; No. 1756, \$1,000.00; to Code Account No. 1621, Wages, Temporary Employees, Cleaning Highways, the sum of twenty-five thousand (\$25,000.00) dollars.

Passed December 5, 1921.

Approved December 8, 1921.

Resolution Book 5, Page 267.

No. 553

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Allis-Chalmers Manufacturing Company, in the sum of one thousand six hundred and seventy-nine (\$1,679.00) dollars, in payment of parts for pumping engine at Brilliant Pumping Station, same to be chargeable to and payable from Code Account No. D-1756.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 267.

No. 554

Whereas, The Allegheny County Emancipation and Historical Society desires to properly celebrate the Emancipation Proclamation issued by President Abraham Lincoln January 1, 1863; and

Whereas, This event was successfully celebrated by this organization last year, and their desire this year is to have a large and spectacular parade consisting of floats, banners, automobiles, bands, etc.; and

Whereas, The Allegheny County Emancipation and Historical Society has requested an appropriation of \$1,000.00 to help defray the expense of said celebration; therefore, be it

Resolved, That the sum of \$1,000.00 is hereby appropriated for said purpose and the Mayor is hereby authorized to issue, and the City Controller to countersign, a warrant or warrants aggregating \$1,000.00 upon the production and proper audit of vouchers for said expense, and charge the same to Appropriation No. 42, Contingent Fund.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 267.

No. 555

Whereas, I. L. Gillespie was on May 22, 1920, appointed to the position of Superintendent of the Bureau of Securities, Department of Public Safety, created by an ordinance approved May 22, 1920, and immediately entered upon the performance of his duties and rendered service to the City of Pittsburgh; and

Whereas, On July 16, 1920, the Court of Common Pleas of Allegheny County, Pennsylvania, in a suit brought by John A. Hawkins, a taxpayer, against the City of Pittsburgh, E. V. Babcock, Mayor; E. S. Morrow, City Controller, and Charles S. Hubbard, City Treasurer, decided and held that said ordinance was not within the power of the City of Pittsburgh to enact, and issued a preliminary injunction, restraining the City of Pittsburgh and the said officers thereof from acting thereunder, which preliminary injunction has been made permanent and final; and

Whereas, Subsequently to said decision of said Court and the issuance of said preliminary injunction, it was arranged between the Mayor and a majority of the members of Council and the Director of the Department of Public Safety, that the said I. L. Gillespie should be kept at work and should continue to render services to

the City of Pittsburgh and to the Department of Public Safety in accordance with and not in violation of the said decision of the Court of Common Pleas and the provisions of the said preliminary injunction; and

Whereas, As appears by a stipulation entered into by the plaintiff and the defendants in said suit, through their respective attorneys, that I. L. Gillespie for ten (10) days in May, 1920; thirty (30) days in June, 1920, and fifteen (15) days in July, 1920, and prior to the issuance of said preliminary injunction, performed services for the City of Pittsburgh, which were legal and proper, even if unauthorized by the above-mentioned ordinance, and that for sixteen (16) other days in July, 1920; thirty-one (31) days in August, 1920, and twenty-four (24) days in September, 1920, and after the issuance of said preliminary injunction, the said I. L. Gillespie performed services for the City of Pittsburgh, which were legal and proper, and which were not in violation of said preliminary injunction, for which services the said I. L. Gillespie has not been paid or compensated by the City of Pittsburgh, and that said services were reasonably worth a rate of compensation equal to \$333.33 1-3 per month, and that in justice and equity, the said I. L. Gillespie should receive from the City of Pittsburgh, notwithstanding the preliminary injunction in said case, and notwithstanding the decree making the same permanent and final, compensation for the reasonable value of the services so rendered, the same being \$1,374.19, together with interest thereon in the sum of \$110.00, making a total of \$1,484.19. Which said stipulation has been approved by the Court by entering its final decree in said suit, based upon said stipulation; and

Whereas, The said Court of Common Pleas of Allegheny County in its said final decree provided: "That the City of Pittsburgh may pay to the said I. L. Gillespie, notwithstanding anything in this decree, the sum of \$1,374.19, together with interest thereon in the sum of \$110.00, making a total of \$1,484.19," and that E. V. Babcock, Mayor, may issue and E. S. Morrow, City Controller, may countersign a warrant in favor of I. L. Gillespie in the sum of \$1,484.19; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of

I. L. Gillespie in the sum of \$1,484.19, and charge the same to Code Account No. 42, Contingent Fund.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 268.

No. 556

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of the following District Commissioners in the Bureau of Police for monies expended by them in securing evidence against persons for illegal liquor selling, keeping disorderly houses and other violations of the law, and charge the amounts to the code account hereinafter specified, to wit:

Name.	Amt.	Code Acct.
Charles Johnston	\$ 32.49	42
Shriver Stewart	29.00	42
Animal Rescue League of Pittsburgh	1,080.18	1460

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 269.

No. 557

Whereas, On occasion of the annual competition of National Boy Scouts, two members from the City of Pittsburgh received high honors; and

Whereas, These members were delegated to present to the City of London an official flag of the City of Pittsburgh; and

Whereas, As no provision for the payment of the bill for the same has been made; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Liberty Flag and Decorating Company in the sum of eighty (\$80.00) dollars and charge the same to Code Account No. 42, Contingent Fund.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 269.

No. 558

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of C. W. Norder for the sum of \$50.00, for engrossing and binding resolution presented to Ferdinand Foch, Marshal of France, during his visit to Pittsburgh, and charge same to Code Account No. 42, Contingent Fund.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 270.

No. 559

Whereas, An ordinance was passed for the construction of a sewer on Stratton lane from a point about 270 feet north of Howe street to sewer on Howe street; and

Whereas, Viewers were appointed at No. 794 April Term, 1921, for the assessment of benefits and damages for the construction of the above-mentioned sewer; now, therefore, be it

Resolved, That pursuant to a motion adopted by the Finance Committee November 30, 1921, the City Solicitor be and he is hereby instructed to settle with the following named property owners for fifty per cent (50%) of the amount assessed against them for the construction of said sewer: Laura J. Powell, Sylvester J. Mahoney, St. Julienne W. Fuller, Annie M. Negley, Catherine Burns, Ward W. and Ellsworth E. Eskey, Jacob Roeser, Hugo Diederichs and Mary E., his wife; Carrie S. Lohr and Adam Edward Hufnagle, and the costs for filing liens against the above-named to be charged to the City of Pittsburgh; and be it further

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, warrants in favor of James T. Ewing, Mary Wilson Robinson, Louis E. Wirth and Clara Katherine, his wife; James Brown and William Kettles and William D. Rowan, for fifty per cent (50%) of the amount paid by them for the construction of the sewer on Stratton lane, and charge the same to Appropriation No. 42, Contingent Fund.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 270.

No. 560

Resolved, That the City Controller shall be and he is hereby authorized and directed to transfer the sum of forty-eight hundred (\$4,800.00) dollars to Code Account 1231, Supplies, Tuberculosis Hospital, from the following code accounts:

Code 1217, Wages, Temporary Employees, Div. of Transmis- sible Diseases	\$1,500.00
Code 1228, Salaries, Regular Employees, Tuberculosis Hos- pital	1,000.00
Code 1229, Wages, Regular Employees, Tuberculosis Hos- pital	2,300.00
	\$4,800.00

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 270.

No. 561

Whereas, Ellen Bond of 505 North Murtland avenue has offered the City of Pittsburgh the sum of \$875.00 to be paid as follows: \$50.00 down when resolution passes and \$20.00 per month until the balance is paid, for Lot No. 68 in Highland Park View Plan, located on Bowers street, Twelfth ward, City, bounded and described as follows:

Beginning on the northeast side of Bowers street at the corner of Lot No. 67 in said plan, thence extending southeastwardly 25 feet to Lot No. 69 in said plan, thence north-eastwardly 80.80 feet to a 20-foot alley, thence northwestwardly 25.25 feet to Lot No. 67 in said plan, thence westwardly 77.29 feet to Bowers street, the place of beginning; there-fore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to Ellen Bond for the sum of \$875.00.

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 271.

No. 562

Resolved, That No. 160, being a resolution authorizing the Mayor to execute and deliver a deed for a lot of ground situate in the Twelfth ward to George Beres, on the pay-ment of six hundred fifty (\$650.00) dollars, which resolution was approved by the Mayor May 2, 1918, and re-corded in Resolution Book Volume 3, Page 649,

Beginning on the north side of Campania street 90.02 feet east of La Porte street; thence extending eastwardly 50 feet; thence extending northwardly 102.19 feet; thence westwardly 47.99 feet; thence southwardly 102.19 feet to Campania street, the place of beginning, be-ing Lots Nos. 45 and 46 in the

Fetzer Plan,
shall be and the same is hereby repealed.

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 271.

No. 563

Whereas, A. M. Neepier is the owner of the west half of Lot 31 on the north side of Phillips avenue, City of Pittsburgh, Pa., against which there is a first mortgage of fifteen hun-dred (\$1,500.00) dollars and municipal claim for paving, grading and curb-ing of \$556.88, a sewer lien of \$123.31, together with several years' unpaid taxes amounting to about \$100.00; and

Whereas, Any foreclosure and sale on said municipal claim would be subject to said first mortgage; and

Whereas, Said A. M. Neepier offers to pay the said municipal claim and all tax liens at their face with record costs, and also all City taxes to date without interest beyond first penalty for delinquency; now, therefore, be it

Resolved, That the proper City au-thorities be authorized to satisfy said municipal liens at their face on pay-ment of record costs, and all City taxes at their face beyond first pen-alty for delinquency.

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 272.

No. 564

Whereas, Robert J. Coyle, Jr., is the owner of Lots Nos. 57 and 58 on the north side of Hobart street, City of Pittsburgh, Pa., and on each of said lots there is a mortgage of twenty-five hundred (\$2,500.00) dollars with some accrued interest thereon; and

Whereas, The City has filed against each of said lots liens for grading, paving and curbing, amounting to \$963.72 at their face, there are also City taxes against each of said lots amounting to about \$250.00. Owing to Hobart street mine fire, sales conditions for this property are not favorable. In recognition of this fact the owner of said first mortgage has agreed to accept the principal of said mortgage without interest, and said Robert J. Coyle, Jr., the owner of said lots, offers to pay the face of said municipal liens and record costs for the satisfaction thereof, as also all City taxes due on said lots to date beyond the first penalty for delinquency; and

Whereas, It appears that it would be to the advantage of the City of Pittsburgh to accept said offer rather than to risk a loss on foreclosure of said lots; now, therefore, be it

Resolved, That the proper City officials be authorized to receive the face of said liens and record costs and satisfy the same, and to receive the face of said tax liens without interest beyond first penalty for delinquency and satisfy the same.

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 272.

No. 565

Whereas, Katheryn M. Hutchison is the owner of a piece of property situate in the Twenty-first ward of the City of Pittsburgh; and

Whereas, The assessment of taxes against said property was erroneously made in the name of Katheryn M. Jackson instead of in the name of Katheryn M. Hutchison; and

Whereas, By reason of not having received due and proper notice of said assessment Mrs. Hutchison's taxes on said property for the years 1920 and 1921, amounting to one hun-

dred ninety-six dollars and forty-six cents (\$196.46) became delinquent, thereby adding an additional expense of interest, advertising and penalty for failure to pay within the time so specified for payment of all taxes; and

Whereas, Mrs. Hutchison is desirous of paying her said taxes for the years 1920 and 1921 amounting to one hundred ninety-six dollars and forty-six cents (\$196.46), but in view of the facts as above stated, respectfully asks that your Honorable Body relieve her from the payment of the interest, advertising and penalty amounting to fifteen dollars and twenty-one cents (\$15.21); therefore, be it

Resolved, That the Collector of Delinquent Taxes be and he is hereby authorized and directed to accept payment of taxes against property of Katheryn M. Hutchison, situate in the Twenty-first ward of the City of Pittsburgh, for the years 1920 and 1921, at face, to wit, one hundred ninety-six dollars and forty-six cents (\$196.46).

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 273.

No. 566

Whereas, A meter has been installed by the City of Pittsburgh on the premises of Beth Hamedish Hagodol Church, supplying Nos. 129 to 133 Washington place, Third ward, Pittsburgh, Pa.; and

Whereas, It appears that the flat rate for one quarter for water used in said premises would be \$40.44, and the meter readings at the current rates for the quarter ending April 7, 1920, show a use of water in the sum of \$177.24, or an increase in the charge for water for said quarter of \$136.80; and

Whereas, It appears that this charge for water would work a great hardship upon the owner of said property, and the situation arises by reason of the transition from the flat to the metered rate; now, therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed to issue, an additional exon-

eration to the said Beth Hamedish Hagodal Church, on account of the said charge for water, in the sum of \$34.20, being 50 per cent of the excess of the metered rate over the former flat rate.

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 273.

No. 567

Whereas, A. M. Neeper was the owner of Lot 27, corner of Wightman street and Phillips avenue, City of Pittsburgh, Pa., against which certain improvement liens were filed by the City and upon which one of said liens foreclosure was had, and City purchased said lot at Sheriff's Sale and now holds the title thereto, subject to a mortgage of thirty-six hundred (\$3,600.00) dollars; and

Whereas, Robert J. Coyle, Jr., offers to purchase said Lot 27 for the amount of said improvement lien, to wit, \$3,825.43, at face without interest, and all City taxes due on said lot up to date, purchased by City at Sheriff's Sale; now, therefore, be it

Resolved, That the Mayor be authorized for the aforesaid consideration, to properly execute and deliver to said Robert J. Coyle, Jr., Lot 27, corner of Phillips avenue and Wightman street, described as follows:

Being Lot No. 27 in the Schenley Heights Plan of Lots recorded in Recorder's Office of Allegheny County, in Plan Book Volume 20, Pages 102 and 103, situate on the southwest corner of Wightman street and Phillips avenue, having a frontage of 100 feet on Wightman street and a depth of 227 feet, more or less, along Phillips avenue, preserving a uniform width of 100 feet. Said deed to express therein that it is subject to a first mortgage of the estate of J. H. McKelvy, in the sum of thirty-six hundred (\$3,600.00) dollars.

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 274.

No. 568

Whereas, On occasion of the visit of Ferdinand Foch, Marshal of France,

a luncheon was tendered to him by the City of Pittsburgh, and no provision for the payment of expenses incident thereto has been made; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the Controller to countersign, warrants in favor of the following persons and firms and charge same to Appropriation No. 42, Contingent Fund:

William Penn Hotel Company..\$3,019.97
Julius Steinsapir 129.75

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 274.

No. 569

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn, Ltd., for the grading, regrading, paving, repaving, curbing, recurbing, etc., of Webster avenue, from Fullerton street to Roberts street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and the prices of material, amounting to \$969.46, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 274.

No. 570

Whereas, In carrying out the contract for repaving Beaver avenue, from Juniata street to Sheffield street, it was necessary to have the contractor for the street repaving, Booth & Flinn, Ltd., do certain extra work consisting of various items of work

which were not covered by the contract and for which extra work bids were received from the contractor and approved by the Department of Public Works; and

Whereas, Said work was completed at a cost of \$4,264.84; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Booth & Flinn, Ltd., for the sum of \$4,264.84 for extra work done on the contract for repaving Beaver avenue, from Juniata street to Sheffield street, and charge same to Contract No. 1164 on file in the City Controller's office.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 275.

No. 571

Whereas, A club known as the "Friday Nighters," has been holding dances in the South Side Market Hall, and in order to do so were compelled to scrape the floor, buy a piano and furniture; and

Whereas, The said club has been charged the same fee as other clubs using the hall, and in view of the fact that the members have been put to considerable expense to make the hall suitable for holding said dances, they believe some concession should be made to them; therefore, be it

Resolved, That the Superintendent of the Bureau of City Property be and he is hereby authorized and directed to rent the said South Side Market Hall every Friday night up to and including March 10, 1922, to said "Friday Nighters" for the sum of \$20.00 per night.

Passed December 12, 1921.

Approved December 21, 1921.

Resolution Book 5, Page 275.

No. 572

Whereas, It became necessary to immediately repair that portion of the roof of Ross Pumping Station, covered with glass tile, due to leakage over and on the electrical and pumping equipment; and

Whereas, Due to the uncertainty of the amount of work to be done and prompt attention demanded for same an emergency bid was secured from the Scott A. White Company and approved by the Director of the Department of Public Works, July 27, 1921, the contract portion of this work having been completed; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of The Scott A. White Company in the sum of one thousand seven hundred thirty-seven dollars and sixty-four cents (\$1,737.64) in payment for work done under this contract, and charge to Appropriation No. 203-C.

Passed December 12, 1921, by a two-thirds vote.

Approved December 21, 1921.

Resolution Book 5, Page 276.

No. 573

Whereas, On September 16, 1921, at or about 3 o'clock A. M., Mr. W. H. Lange of 508 Herschel street, City, was walking along the boardwalk on Mansfield avenue, when his foot became caught in a rotted place in said boardwalk, causing him to fall, sustaining severe bruises and lacerations to his head and face; and

Whereas, By reason of said injuries Mr. Lange, who is employed as a street car conductor, was incapacitated and unable to work for a period of thirteen days, at a loss of eighty-six dollars and forty cents (\$86.40), and in addition thereto has been put to an expense of fourteen (\$14.00) dollars for medical attendance, making a total sum of one hundred dollars and forty cents (\$100.40); therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of W. H. Lange in the sum of one hundred dollars and forty cents (\$100.40), in full settlement of any and all claims for damages which he might have against the City of Pittsburgh arising out of said accident, the same to be paid and charged to Code Account No. 42, Contingent Fund.

Passed December 19, 1921, by a two-thirds vote.

Approved December 29, 1921.

Resolution Book 5, Page 276.

No. 574

Whereas, James T. Malone in pursuance of the provisions of Ordinance No. 3195, approved June 24, 1921, and recorded in Ordinance Book Volume 32, Page 452, purchased from the City of Pittsburgh two lots in the Tenth ward of the City, being Lots Nos. 387 and 388, in Samuel Garrison's Plan, and having together a frontage of forty-eight (48) feet on Antietam street and a depth of one hundred sixty-eight (168) feet, for the sum of two thousand seven hundred fifty (\$2,750.00) dollars, which sum was paid by him to the City on August 2, 1921, and the City on said date delivered its deed to him for the above-described premises; and

Whereas, In the examination of the title it was discovered that there were due and unpaid County taxes assessed against said premises for the years 1906, 1907, 1908, 1909, 1910, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920 and 1921, which together with filing costs aggregate the sum of one hundred thirty dollars and forty-six cents (\$130.46); and

Whereas, At the time of the purchase of said property by the said James T. Malone, he believed he was purchasing the property free and clear of all liens and encumbrances; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of James T. Malone in the sum of one hundred thirty dollars and forty-six cents (\$130.46), to reimburse him in the payment of the County taxes for the years 1906, 1907, 1908, 1909, 1910, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920 and 1921 on property purchased by him from the City of Pittsburgh in pursuance of Ordinance No. 3195, approved June 24, 1921, and recorded in Ordinance Book Volume 32, Page 452, and charge same to Code Account No. 42.

Passed December 19, 1921, by a two-thirds vote.

Approved December 29, 1921.

Resolution Book 5, Page 277.

No. 575

Whereas, In the erection and construction of the M. Lando building at 907-909 Penn avenue, Pittsburgh,

Pa., the necessary water was taken from metered pipes charged to and paid for by M. Lando, the said owner; and

Whereas, The Bureau of Building Inspection inadvertently caused a statement for \$174.75 as a water construction tax to be issued to H. Miller & Sons Company, the said building contractor, which said statement by said contractor on October 15, 1920, was paid to the City Treasurer; and

Whereas, Said payment by said H. Miller & Sons Company was a duplicate payment erroneously received by the said City of Pittsburgh; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the said H. Miller & Sons Company in the sum of \$174.75, refunding said amount paid for water rent, and charge the same to Appropriation No. 42.

Passed December 19, 1921, by a two-thirds vote.

Approved December 29, 1921.

Resolution Book 5, Page 277.

No. 576

Whereas, On Thursday, July 14, 1921, Margaret Topping of 48 Zulenna street, was attending a picnic given by the Oakland Presbyterian Sunday School in Schenley Park; and

Whereas, There was a pile of lumber at or near the place where said picnic was held, on which some boys had a see-saw, and about which the children were playing, when several pieces of lumber toppled over, striking Markaret Topping on the right leg below the knee, breaking same in two place; and

Whereas, As a result of said accident Margaret Topping was confined to bed for a period of four weeks, and although able to be about at the present time can only do so with the aid of crutches; and

Whereas, Mr. Samuel G. Topping and Clara Topping, parents of said Margaret Topping, have been put to the expense of one hundred fifty (\$150.00) dollars for care and medical attendance to their said daughter; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Samuel G. Topping and Clara Topping, natural guardians of Margaret Topping, in the sum of one hundred fifty (\$150.00) dollars, the payment of which is in full settlement of any and all claims for damages which they might have against the City arising out of this accident, the same to be paid and charged to Code Account 42, Contingent Fund.

Passed December 19, 1921, by a two-thirds vote.

Approved December 29, 1921.

Resolution Book 5, Page 278.

No. 577

Whereas, The Hartford Real Estate and Exchange Company of 714 Homewood avenue, City, has offered the City of Pittsburgh the sum of \$400.00 for Lot No. 66, Conestoga Plan, Thirteenth ward, City, bounded and described as follows: Beginning on the southeast side of Charles street, at the corner of Wise lot; thence along said Charles street 31.25 feet to the corner of an unnamed street, and thence extending back 109.94 feet, more or less,

Resolved, That the Mayor be and he is hereby authorized and directed to execute and deliver a deed for the aforementioned property to the Hartford Real Estate and Exchange Company for the sum of \$400.00.

Passed December 19, 1921.

Approved December 29, 1921.

Resolution Book 5, Page 278.

No. 578

Whereas, The City of Pittsburgh by ordinance approved August 7, 1917, provided for the construction of a sewer on Warrington avenue from a point 960 feet north of Boggs avenue to Saw Mill Run, in the Eighteenth and Nineteenth wards; and

Whereas, By proceedings entered to No. 574 January Term, 1920, Viewers were appointed and subsequently filed a report of their proceedings, wherein the property of Valentine F. Fisher and Annie E.

Fisher, having a frontage on said Warrington avenue, was assessed the sum of \$1,200.00 for said sewer; and

Whereas, By inadvertence, the said Valentine F. Fisher and Annie E. Fisher failed to file exceptions to said Viewers' Report, and subsequently said report was confirmed absolutely on April 20, 1920, and the amount of the assessment against said parties not being paid within the time allowed by law, lien was filed at No. 11 January Term 1921; and

Whereas, The assessment of \$1,200.00 so made against said property of said Valentine F. Fisher and Annie E. Fisher is excessive and unjust for the reason that the said property with the exception of about 75 feet of same is rough, barren, exceedingly hilly and practically valueless for building purposes, so that little or no special benefits were conferred upon same by reason of the construction of said sewer as aforesaid; and further that no water is or has been available for said sewer since the construction thereof, and the parties derive no special benefits from the said sewer, except as to the 75 feet of frontage above mentioned; and

Whereas, In order to avoid litigation over the enforcement and collection of said lien, the said Valentine F. Fisher and Annie E. Fisher have offered to pay into the City Treasury of the City of Pittsburgh the sum of \$600.00 in full satisfaction of the amount due the said City of Pittsburgh by reason of the construction of said sewer; now, therefore, be it

Resolved, That on payment of \$600.00 that the City Solicitor be and is hereby authorized to satisfy lien filed to No. 11 January Term, 1921.

Passed December 19, 1921.

Approved December 29, 1921.

Resolution Book 5, Page 279.

No. 579

Resolved, That the City Controller shall be and he is hereby authorized, empowered and directed to transfer the sum of \$1,000.00 from Code Account No. 1428, Item A-3, Wages, Regular Employees, General Office, Department of Public Safety, to Code Account No. 1457, Item F, Equipment and Machinery, Bureau of Police.

Passed December 19, 1921.
Approved December 29, 1921.
Resolution Book 5, Page 279.

No. 580

Whereas, By virtue of Ordinance No. 447, approved October 13, 1921, the sum of twenty thousand (\$20,000.00) dollars was appropriated, and Contract No. 5699, Mayor's Office File No. 291, was entered into October 27, 1921, with A. L. Anderson & Bros., Inc., for the sloping of the hillside and construction of slope walls on the southerly side of Bigelow boulevard, between Elm street and the Seventeenth Street Incline; and

Whereas, The sum of eleven thousand five hundred (\$11,500.00) dollars was appropriated by virtue of Ordinance No. 516, approved November 29, 1921, for the payment of the cost of extending this improvement outside of the limits stipulated in the aforesaid Ordinance No. 447 by including the portion of the boulevard extending from the Seventeenth Street Incline to Herron avenue; and

Whereas, The progress already made on this contract indicates that a considerable increase in the quantity of work will be required to complete this improvement, and that the sum of thirty-one thousand five hundred (\$31,500.00) dollars already appropriated therefor will be insufficient to pay for the cost thereof; and

Whereas, There are unencumbered balances remaining in several code accounts in the Bureau of Engineering in the aggregate amount of ten thousand one hundred seventy-nine dollars and seventy-three cents (\$10,179.73), which it is deemed advisable to make available for the payment of the cost of completing this work; now, therefore, be it

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the aggregate sum of \$10,179.73 in the following amounts from certain code accounts of the Bureau of Engineering, and to credit same for the payment of the cost of completing the grading of the hillside, and construction of slope walls on the southerly side of Bigelow boulevard between Elm street and Herron avenue under the terms of Contract No. 5699, entered into with A. L. Anderson & Bros., Inc:

\$ 1,800.00 from Code Acct. 1522-F,
Equipment, General Office.
900.00 from Code Acct. 1582-A1,
Salaries, Div. of Streets.
7,479.73 from Code Acct. 1590-E,
General Repaving, Div. of
Streets.

\$10,179.73 Total
and be it further

Resolved, That the Mayor and the Controller be and they are hereby authorized and directed respectively to issue and countersign warrants drawn on this fund for the payment of the cost of completing said work.

Passed December 19, 1921, by a two-thirds vote.

Approved December 29, 1921.
Resolution Book 5, Page 279.

No. 581

Resolved, That the City Controller be and he is hereby authorized and directed to transfer the sum of \$3,000.00 from Code Account No. 41, Refunding Taxes, and Water Rents, and \$17,000.00 from Appropriation No. 48, Interest on Overdue Damages, to Appropriation No. 42, Contingent Fund.

Passed December 19, 1921.
Approved December 29, 1921.
Resolution Book 5, Page 280.

No. 582

Resolved, That the City Controller be and he is hereby authorized and directed to transfer various sums of money from certain code accounts of the Bureau of Recreation, Department of Public Works, amounting in the aggregate to \$1,922.04, to certain code accounts in the Bureau of Recreation, Department of Public Works, to wit:

\$1,500.00 from Code Account No. 1905,
Salaries of Regular Employees, to
Code Account No. 1908, Supplies.
\$422.04 from Code Account No. 1905,
Salaries of Regular Employees, to
Oliver Bath (Special).

Passed December 19, 1921.
Approved December 29, 1921.
Resolution Book 5, Page 281.

No. 583

Whereas, There is not sufficient balance in the following code accounts to meet the needs of the department; therefore, be it

Resolved, That the City Controller be and is hereby authorized and directed to make the following transfers from Code Account 1316, Salaries, Regular Employees, Pittsburgh City Home, Mayview, Pa.

\$ 600.00 to Code Acct. 1308, Relief of Quarantined Cases.

960.00 to Code Acct. 1311, Care of Feeble-Minded Patients.

500.00 to Code Acct. 1314, Pasteur Treatment.

1,400.00 to Code Acct. 1352, Wages, Reg. Employees, Coal Mine.

\$3,460.00

Passed December 19, 1921.

Approved December 29, 1921.

Resolution Book 5, Page 281.

No. 584

Whereas, During the construction of a concrete retaining wall on Henderson street during the year 1920 the property of Mrs. Lydia N. Algeo along the line of said improvement was injured; and

Whereas, In repairing her property Mrs. Algeo has expended the sum of two hundred eighteen dollars and seventy-seven cents (\$218.77), which should be reimbursed to her; therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Mrs. Lydia N. Algeo in the sum of two hundred eighteen dollars and seventy-seven cents (\$218.77) in full settlement of her claim, same to be paid and charged to Appropriation No. 42, Contingent Fund.

Passed December 28, 1921, by a two-thirds vote.

Approved December 31, 1921.

Resolution Book 5, Page 281.

No. 585

Whereas, In connection with the execution of the contract between the City of Pittsburgh and Booth & Flinn,

Ltd., for the grading, regrading, paving, repaving, and otherwise improving to the re-established lines and grades of Diamond street, from Smithfield street to Grant street, it was necessary to do certain extra work which was not included in the contract and specifications for said improvement, and could not be allowed under the terms of said contract governing the allowance of extra work and prices of material, amounting to \$1,511.26, as per bill accompanying the final estimate; now, therefore, be it

Resolved, That the said extras, as herein set forth, certified by the Department of Public Works, be approved, and the City Controller is authorized and directed to charge the same as part of the cost of said improvement.

Passed December 28, 1921, by a two-thirds vote.

Approved December 31, 1921.

Resolution Book 5, Page 282.

No. 586

Whereas, In carrying out the contract for the construction of new curb and sidewalk on the northerly side of Bigelow boulevard from Seventh avenue eastwardly, it was necessary to have the contractor, D. Collins Company, do certain extra work not covered by the contract and for which an extra work bid was received from the contractor and approved by the Department of Public Works; and

Whereas, Said extra work was completed at a cost of \$591.14; now, therefore, be it

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of D. Collins Company for the sum of \$591.14 for extra work done on contract for the construction of new curb and sidewalk on the northerly side of Bigelow boulevard from Seventh avenue eastwardly, and charge same to Contract No. 1214, on file in the City Controller's office.

Passed December 28, 1921, by a two-thirds vote.

Approved December 31, 1921.

Resolution Book 5, Page 282.

No. 587

Whereas, In carrying out the contract between the City of Pittsburgh and Christ Donatelli for the construction of a relief sewer in the Negley Run Drainage Basin, for the Homewood and Brushton District, Kelly street, Bennett street, and private property from Fielding way to private property near Idlewild street, it became necessary to do certain additional work which was not contemplated in the contract, amounting to \$22,709.80; and

Whereas, Said additional work was caused by two broken sewers on Bennett street and Frankstown avenue overhead which necessitated a change in constructing the sewer from the Tunnel Method, as called for in the contract, to the Trench method; and

Whereas, The amount of money herein stipulated covers the actual cost of this extra work plus 15 per cent profit, in accordance with prices approved by the Department of Public Works; and

Whereas, About 70 per cent of the work on this contract is already completed, and it is estimated that it will require at least four months' time to complete the entire contract; and

Whereas, Monthly current estimates are issued for payment of the cost of work completed at the unit prices contained in the contract, it is deemed just and reasonable to provide for payment of the extra work already completed at this time; therefore, be it

Resolved, That the Mayor and the City Controller shall be and they are hereby authorized and directed respectively to issue and countersign a warrant in favor of Christ Donatelli for the sum of \$22,709.80 for payment of certain extra work done in connection with the contract for the construction of a relief sewer in the Negley Run Drainage Basin for the Homewood and Brushton district, Kelly street, Bennett street and private property from Fielding way to private property near Idlewild street, and to charge same to Bond Fund Appropriation No. 215, Contract No. 1069.

Passed December 28, 1921, by a two-thirds vote.

Approved December 31, 1921.

Resolution Book 5, Page 283.

No. 588

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Ludlow Valve Manufacturing Company in the sum of eight hundred twenty-eight and ninety one hundredth (\$828.90) dollars, or so much of the same as may be necessary in payment for three (3) twenty-inch (20") gate valves for the Bureau of Water, same to be chargeable to and payable from Code Account No. 203-C, Bonds.

Passed December 28, 1921, by a two-thirds vote.

Approved December 31, 1921.

Resolution Book 5, Page 283.

No. 589

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of Rising & Radcliffe Company in the sum of seven hundred and fifty (\$750.00) dollars for printing specifications for the Bureau of Engineering, same to be chargeable to and payable from Code Account No. 1519.

Passed December 28, 1921, by a two-thirds vote.

Approved December 31, 1921.

Resolution Book 5, Page 284.

No. 590

Resolved, That the Mayor be and he is hereby authorized and directed to issue, and the City Controller to countersign, a warrant in favor of the Valley Camp Coal Company in the sum of six hundred ninety-six and 92/100 (\$696.92) dollars for coal delivered to Ross and Aspinwall Pumping Stations, same to be chargeable to and payable from Code Account No. 1755.

Passed December 28, 1921, by a two-thirds vote.

Approved December 31, 1921.

Resolution Book 5, Page 284.

No. 591

Whereas, A meter has been installed at premises of William F. Hammel, 25-26 Graeme street, First ward, Pittsburgh, Pa; and

Whereas, It appears that the flat rate for the quarter for water used in said premises would be \$150.68, and meter readings at the current rates for the quarter show a use of water in the sum of \$856.44, or an increase in the charge for the water for said quarter of \$705.76; and

Whereas, It appears that the charge for water would work a great hardship upon the owner of the said property; therefore, be it

Resolved, That the Board of Water Assessors of the City of Pittsburgh be, and it is hereby authorized and directed, to issue an exoneration to the said William F. Hammel on account of said charge for water in the sum of \$352.88, being 50 per cent of the excess meter rate over the former flat rate.

Passed December 28, 1921.

Approved December 31, 1921.

Resolution Book 5, Page 284.

No. 592

Whereas, The City of Pittsburgh passed an ordinance authorizing the construction of a sewer on Jonathan street and private property of John E. Born. Under this ordinance Viewers were appointed to assess the benefits and damages growing out of this improvement, said Viewers having been appointed at No. 1465 April Term, 1918; and

Whereas, John A. Murtland, Ella M. Steele, Mary M. Scully, H. Elizabeth Woodwell and Bertha M. Woodwell were assessed \$618.75 for lot fronting 320 feet on Jonathan street and extending back 212 feet along Homewood avenue, 330 feet in the rear and 185 feet to Jonathan street, the place of beginning; and

Whereas, The assessment made against this property not being paid within the six months' period allowed by law, a lien was filed to M. L. D. No. 2 April Term, 1919; and

Whereas, There has already been constructed a sewer on Homewood

avenue for which this property was assessed and paid for; and

Whereas, For the future development of this tract of land a new street will be laid through the center of the tract and parallel with said Jonathan street and lots will be sold abutting on said new street and also Homewood avenue, when it will be necessary to construct a sewer on the proposed new street, as that is the only practical manner in which said lots can be drained; and

Whereas, Said sewer is of no use to this property; now, therefore, be it

Resolved, That the City Solicitor is authorized and hereby directed to exonerate this property from the assessment made for the construction of said sewer and satisfy and discontinue the lien filed to M. L. D. No. 2 April Term, 1919, and charge the costs to the City of Pittsburgh, upon the payment of one-half the amount of the benefits assessed against said property.

Passed December 28, 1921.

Approved December 31, 1921.

Resolution Book 5, Page 284.

No. 593

Resolved, That the City Controller be and is hereby authorized to transfer the sum of Seventy-five (75.00) dollars from Appropriation No. 1109-C, Supplies, Department of City Planning, to Appropriation No. 1111-F, Equipment, in the Department of City Planning.

Passed December 28, 1921.

Approved December 31, 1921.

Resolution Book 5, Page 285.

No. 594

Whereas, The funds provided for Wages, Temporary Employees, Cleaning Highways, will not be sufficient to meet the demands for the remainder of the year,

Resolved, That the City Controller be and he is hereby authorized and directed to transfer from the several code accounts below set forth to Code Account No. 1621, Wages, Temporary Employees, Cleaning Highways, the following sums of money:

From Code Account No. 1607,
Salaries, Regular Employees,
Div. Offices, to Code Acct.
No. 1621, Wages, Temporary
Employees, Cleaning High-
ways\$1,360.50

From Code Account No. 1611,
Wages, Regular Employees,
Stables and Yards, to Code
Account No. 1621, Wages,
Temporary Employees, Clean-
ing Highways 526.50

From Code Account No. 1613,
Misc. Services, Stables and

Yards, to Code Account No.
1621, Wages, Temporary Em-
ployes, Cleaning Highways.. 600.00

From Code Account No. 1626,
Equipment, Cleaning High-
ways, to Code Account No.
1621, Wages, Temporary Em-
ployes, Cleaning Highways.. 826.00

\$3,313.00

Passed December 28, 1921.

Approved December 31, 1921,

Resolution Book 5, Page 285

